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ABSTRACT

This bibliography represents the latest in a series of publications which expand coverage of retrospective and current references regarding labor relations that affect the numerous constitutencies within higher education. The compilation includes 992 citations with reference to: (1) Affirmative Action, (2) Arbitration Awards, (3) Court Cases, (4) NLRB Decisions, (5) PERB Decisions, and (6) State and Federal Legislation. Included among the references are books, journals, newsletter articles, unpublished speeches and research, as well as relevant material from the Government Relations Report (GERR), and Labor Relations Reference Manuals (LRRM, LRR). The document includes and Author-Person Index and a Keyword-Subject Index which provide cross reference to the user. (Author/JMF)

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Collective Bargaining in Higher Education

Compiled by Daniel J. Julius and John C. Allen

With Reference to:

- **Affirmative Action**
- **Arbitration Awards**
- **Court Cases**
- **NLRB** Decisions
- **Public Employee Relations Board Decisions**
- State and Federal Legislation
- Keyword Index

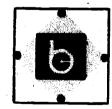
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COLLECTIVE BARGAINING

IN HIGHER EDUCATION

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Further reference to the bibliographies in Volume 2 (1974) of the National Center's <u>Newsletter</u> is unnecessary, since citations have been cumulated herein. In addition, some 560 references not in the Newsletter have been added.

References in this bibliography have not been included in earlier volumes.

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P R E F A C E

Since our inception in the summer of 1972, the National Center for the Study of Collective Bargaining in Higher Education has developed a series of publications and information exchange structures which will move us toward the goals set forth in our conceptual statement. Our annual conferences now draw an audience from a wide area within the continental United States, Hawaii, Puerto Rico and Canada. Statistics developed by the Center's library are regularly used by the Chronicle of Higher Education and other national publications. Our Newsletter has a growing subscription list. Our computerized contract file and other primary source data provide aid for those who are preparing for bargaining or doing contract content research.

In keeping with our responsibility to serve as an information clearinghouse, the Third Annual Bibliography, <u>Collective Bargaining in Higher Education</u>, April 1975, represents the latest in a series of publications which expand coverage of retrospective and current references regarding labor relations that affect the numerous constituencies within higher education.

This compilation includes citations to <u>NLRB</u> and <u>Court Rulings</u>,

<u>PERB Decisions</u>, and <u>Arbitration Awards</u>. Included among the references are books, journals, newsletter articles, unpublished speeches and research, as well as relevant material from the <u>Government</u>

<u>Employee Relations Report (GERR)</u>, and <u>Labor Relations Reference</u>

<u>Manuals (LRRM, LRR)</u>.

All National Center bibliographies include an Author-Person
Index and a Keyword-Subject Index which provide cross-references
to the user. The reader may also note that references are made to





citations not included in this bibliography but indexed in the Center's other publications: Collective Bargaining in Higher Education Volumes I and II (April 1973 and 1974); and Higher Education Collective Bargaining: Other Than Faculty Personnel, Volume I (December 1974). (Such topics include state and federal legislation, pensions, affirmative action, arbitration procedures, etc.)

Large quantities of research and litigation material are generated each month and merely keeping abreast is a full-time occupation. Readers are, therefore, encouraged to supplement the present bibliography with other Center publications to gain additional information into selected and related areas of concern.

Information detailing the National Center's publications, services and contract file and computer system is incorporated at the end of this bibliography.

Additions and corrections to this bibliography are appreciated. The Center solicits copies of published and unpublished material to be included in future bibliographies, or for publication in the Center's <u>Newsletter</u>. We would welcome reprints of all appropriate articles, briefs, arbitration/fact-finding awards, NLRB, PERB decisions, etc.

No preface is complete without acknowledgement by the authors of the assistance and efforts of our fellow employees. We appreciate the advice and encouragement we received from Dr. Thomas Mannix, Acting Director of the Center; the supervision of clerical and administrative matters by Mrs. Evan Mitchell; and the typing of the manuscript by Carol Kenny, Annie Polite and Mary Ziegler.

TABLE OF CONTENTS

	Pages
Author - Person Index	i - A.vi
Keyword - Subject Index	i - K.xxix
Academic Freedom	1, 73-74
Administration	1-2, 74
Administration - No Union Position Papers	2
Affirmative Action	2-6, 74-76
Agency Shop	6
Agents	6-9, 77-78
Arbitration Awards	9
Arbitration Awards (Alphabetical by State)	9-12, 78-81
Arbitration/Fact-Finding Awards (Alphabetical	,
by State)	12, 81-82
Arbitration Procedures	13-15, 82
Bargaining Units	15
Bibliographies	16
Carnegie Commission Reports	16
Collective Bargaining	17-22, 82-84
Collective Bargaining - International	22
Collective Bargaining - Students	84-85
Collegiality	85-86
Contracts	86-88
Contracts, Contents of	22-23, 88
Court Cases	23-24
Court Cases (Alphabetical by State)	24-30, 89-95
CUNY	30, 95
Day Care Centers	30
Directories	30-31, 95
Discrimination	31
Dispute/Impasse Resolution	31
Duty to Bargain	31
Employment	32, 96
Employment Practices	96
Equal Employment	32, 96-97
EEOC Decisions	97
Faculty	33
Faculty Attitudes	98
Faculty Rights & Responsibilities	98
Finances	98
Financing Collective Bargaining	98
Fringe Benefits	33
Governance	33-35, 98-99
Governance - Student Participation	99
Grievance Procedures	99
Health Insurance	35-36
	.)



Impasse Resolution	36
Law	99
Legislation	100
Legislation - Federal	36-39, 100
Legislation - State	39-40, 101
Legislation (Alphabetical by State)	40-41, 101-102
Maternity Leave	42, 102
Mergers	103
Negotiations	42, 103
Neutrals	103
NLRB Decisions	43
NLRB Decisions (Alphabetical by State)	43-46, 103-106
NLRB - Health Care	46
Open Admissions	46-47
Pension Legislation	48-51
Pension Plans	51, 106
PERB Decisions (Alphabetical by State)	51-53, 106-111
Performance Evaluation	53, 111-112
Personnel Files	112
Personnel Relations	53
Prepaid Legal Services	54°
	- -
ProductivityPublic Sector Labor Relations	54, 112
Retirement	54-55, 112-113
Retrenchment	56-58, 113-114
Sabbatical Leaves	58, 115
Salaries	58-60, 115-116
Scope of Negotiations	60
Strike Rights	116
Strikes	60-62, 117
Student Employment	62, 117
Student Rights	117
Students	62-63
Television	63-64
Tenure	64-66, 117-119
Trustees	120
Union Security	67
Unions	67-69, 120
Women	70-72, 120-123
Workload	72, 123
Proceedings of the National Center's Second	
Annual Conference, April, 1974	124
Bibliographic Sources	125
Addresses of Associations and Publications	126-127
Publications of the National Center	128



National Center		Cente	Services Photocopying	129
			Reference Service Faculty Contract File and	129
	Computer System	129		
An	Invit	ation	to Join the National Center	130



AUTHOR - PERSON INDEX

Numbers refer to specific citations.

	•	•
Aboud, G. S396	Begin, J. P127, 648	Bylsma, D240
Adams, S11	Bender, M13	Caffrey, J768
Adell, B. I. -168	Benewitz, M. C. -95-96, 408 -865, 986	Caldwell, E759
Aiken, R. J. -568	Berrodin, E. F.	Carr, R. K. -156
Alexander -182, 190-192, -749-750	Bierstedt, B128	Carter, A. -229
Allen, J. C. -114	Birnbaum, R. -452, 989	Carter, D. D168
Allshouse, M. F.	Blackburn, R240	Carter, R. S.
Anderson, G. L.	Blakely, E. J580	Centra, J. A863
Andringa, R. C. -778	Bloodgood -184	Chambers, M. M292
Anello, M573	Boffey, P. M14, 562	Chanin, R. H166
Arden, E.	Boland, W. R569	Clark, R. T., Jr. -415
Balderston, F. E241	Bond, L. -129	Coan, J185, 188-189
Baldridge, J. V. -569	Bonham, G. W.	Coe, A. C. -130, 668
Balke, W. M. -125	Brennan, P. J97, 283, 286	Cohen -309, 795-796, -798, 800
Barber, N.	Buder, L217	Colbert, J. G. -672
Barton, F228	Bunzel, J. H563	Cope, R. G. -860
Baum, J. -538	Burkhart, R. C. -859	Corson, J. J241, 769



Cox, C. E917	Duffey, J. D532	Furniss, W. T538, 542
Crane, W. J. -644	Dugger, R. -243-244 -255	Gehring, D. D482
Creasy, J. -236	Dungan, R. A. 204, 716	Gilinsky -206, 721
Cross, J. G. -134	Duryea, E. D. -156	Goldblatt, H. -111
Cutter, W. B483	Edwards, H. T.	Golden, A. -104
Davenport, J198	Ehrlich, G. -485	Goldenberg, S. B. -169
Dawes -712	El-Khawas, E. H.	Gould, S. B. -770
DeBold, R. C.	-476 Epstein, L. D.	Gould, S. L. -874
DeCrow, K.	-245 Evans, J.	Graham, D. L. -650
DeFunis, M. -29, 213-214,	-764 Fard	Graham, P. A. -538, 542
-732-736 Deiulio, A. M	-724-725 Farley, E.	Grambsch, P. V123, 241, 246
-484 Delene, L. M.	-647 Fenske, R. H.	Griffiths -262
-540 Dennis, R. E.	-478 Feuille, P.	Gross, E. -123, 241, 246
-628 Diener, T.	-102 Fields, C. M.	Gross, J. A. -99
-135	-19-25, 196- 197, 384, 443, -596, 799, 946-	Haak, H. H. -137
Dileo, F. X. -692	948, 952	Haehn, J. D. -138
Doh, H. -136, 939	Fisk, R. S. -156	Hammond, K. R.
Doherty, R. E. -396	Foresi -505	-125 Hampton, R. E.
Dorfman -209	Forsythe, E. J. -623	-265, 275-6, -785

Hanson, H. P122	Hurst, J. -8	Kauffman, J. F250
Haslam, C. L. -247	Hyman, L. W653	Kelly, T. E., Jr178
Haug, M. R139	Tanni, L141	Kennedy, E262
Hayakawa, S. I. -759-760	Ingraham, M. H418	Kennedy, R. E312, 983
Healy, C. -706	Irish, H. -647	Kerr, C. -120, 124
Healy, T. S341	Jacobs, A. B636	Kershaw, J. A506
Heilbron, L. H938	Jaffe, I. B. -919	Kheel, T. W. -979
Helsby, R. D270	James, D706	Kibbee, R. J. -739-740, -929, 931
Hilgert, R. L. -154	Jaroch -737	Kinzer, J. L476
Hixson, R. A651	Jenkins, E. -419, 427	Kirp, D. L214
Hobart, T.	Jenny, H. H. -420	Kleindienst, R.
Hodgkinson, H. L248, 765	Johnson, S136	Knox, W. B.
Hofstadter, R566	Johnston, R. J. H683	Korff, M. -251
Hood, W. L343	Johnston, T. L.	Krohn, B.
Hopkins, B. R249	Jongeward, D. -543	Kruytbosch, C. E.
Hopkins, D. S. P417	Julius, D. J. -114	Ladd, E. C., Jr. -156, 653
Hopkins, E. B960	Kaplowitz -194	LaFleur -309, 795-796,
Horowitz, I. L766	Kaplowitz, R. A575	-798, 800 La Noue, G. R.
Humphrey, N. D174	Katz, D. A891	-30, 497

Lavin, D. E338	Magarrell, J. -7, 123, 364, -421-23, 445,	Metzger, W. P. -567
Lee, D. B. -633	-893 Maloney, C.	Meyer, G. D. -125
Lehmann, D. L. -215	-32	Middleditch, L. B., -239
Leslie, D. W. -252, 908	Maloney, H. -923	Miles, M. W255
Leslie, L. L. -236	Mandel, E. -726	Mi 'er, R. I. +401, 861
Lester, R. A. 31, 39, 43	Mannix, T. M. -986	Miller, W. F. -7256
Levin, J. -930	Marian, B. -767	Mintz, B104, 145-146,
Lewis, R.	Marshal, P. G. -639	-653 Mitford, J.
Lindsey, P. A. -585	Marson, R703	-958, 966 Montes, R. S.
Lipset, S. M. -156, 653	Mathews, L. -736	-75 Morgan, A.
Lombardi, J.	McKersie, R. -409	-8 Morgan, E.
Long, G.	McKnight, W. E. -314	-586 Mortimer, K. P.
-102 Lozier, G.	McLean, S. -254	-143, 147
-143 Lykken, D. T.	Megel, C. -266, 277	Murphy, M. A. -107
-711 Lyman	Megill, K. -193, 916	Najita, J. M. -113, 227, -457, 512
-5 83	Meirowitz, C.	Naples, C. J654, 984
Lynn, R. A. -892	Menges, R. J.	Netzer, N.
MacDonald, B982	-863 Mesker	-10 Newton, D,
Maeroff, G. I. -498, 920- 922	-278 Messick, D. M.	-237 Nicolau, G.
766	-144	-627

Nielsen, R. -148	Rauch, H. H635	Scully, M. G. -9, 39, 195, -484, 487-8,
Nigro, P. D. -149-151	Reed, G. W. -171	-496, 757, -883-884
Nisbet, R. -926	Riesman, D. -926	Selden, D. -530, 805, -940-943
Nixon, R. M. -258-9, -262-3	Rios -182	Semas, P. W. -5. 155-158. 205.
O'Connel -722	Roberts, J. -928	-210, 215, 294, -324-325, 430-435, -451-452, 470-473,
Ogawa, D. T. -113, 512	Rodin, M. -863-864	-502-503, 508, -528-532, 615-616, -656-657, 667, 669,
O'Neil, R. M. -180	Romberg, P760	-784, 789, 810, -877-878, 882, -885-886, 904, 927,
Orze, J. J. -665	Ross, S. D. -552, 930	-933-934, 941-942 Shanker, A.
Osborne, W. B267	Rossi, A. S. -961	-40, 514, 517, -530, 533-534, -741-742
Paltridge, J. G. -8	Roth, D. -216, 509, -738	Shark, A. R. -666, 991
Parasoff -704	Sagnet, C. J38	Shaughnessy, M389
Parenti, M. J212	Sandler, B. -550, 962	Shay, J. E., Jr. -559
Pendrell -728	Schmitt, H. F. -636	Shipka, T. A. -980
Perry, C. R730	Schneider, S. -981	Shipley -729
Peterson, I201, 499-501, -549, 613-614	Schoen, S. H. -154	Shulman, C. H509
-655, 685-686, -925	Schrems, J. J507	Sievert, W. A. -41, 504-505, -607, 977
Platt, A. M504, 932	Schurke, M. L. -634	Silber, J. R506
Pottinger, S. J230, 234	Schwartz, E. -526	Sinderman, R. P509, 730
Powe1 -231	Scott, C. S478	

13 A.v

the second secon	'	
Sinowitz, B. E553	Thomas, R162	Webb, H. -647
Smith, R. A415	Thompson, B647	Webber, C. M. -265
Soltis, A808	Thompson, F899	Weinberger -598
Spivak, J658	Thomson, A. W. J161	Wessel, R. H. -164
Starr, P. -481	Tice, T. N115	Westervelt, E. M. -864
Starr, S. F. -975	Tobias, S. -43	Westman, C. R. -988
Steinbach, S. E600	Treaster, J. B44	Whaley, J. P. -257
Steinberg, R160	Tunney, Senator -407	Whitmore, E. H660
Stent, A556	Usery, W. J. -289-90, 901	Williams, B. -167
Sterlacci, M. A107	Van Alstyne -527	Williams, T. H. -243
Stetson, D286, 336, 416	Van Dyne, L163	Winkler, K. J. -47-48, 437, 968
Stevens, As R.	Van Eyck, O. K.	Wise, H. 519
		Wollett, D. H166
Stigler, G. J. -571	Vladeck, J. P. -987	Woodcock -263
Surowka, T. D.	Waes, R. V.	Woodring, P873
-673	- 506	Yaffee, B111
Sussman, M. B139	Wallerstein, I. -481	Yates, M167
Swenson, N.	Walters, D. E659, 671, 990	Young, D. P482
	•	Yudof, M. G214
Taliaferro -731	Warczak, C. -710	Yucker, H. E561
Tanimoto, H. S264	Watkins, B. T229	Zeller, B740
Teple, E. R110	Weaver, J. -45 14	

A.vi

KEYWORD SUBJECT INDEX

Absence, Coverage of

- Arbitration Award 85

Academic Freedom 1-6, 495, 562-72

- Academic Judgment 563
- Censure 5, 877
- Concordia Lutheran Seminary
- 4, 564-5, 572
- Contracts 680
- Court Cases 6
- Courts and 563
- See Due Process
- Faculty Code of Conduct 2
- Legal Concept of 568
- Permissiveness 562
- Promotion 563
- See Tenure
- Trustees 3

Academic Judgment 563

Access of Information

- Arbitration Award 629
- Court Cases 704, 720, 730,
- NLRB Decision 324

Activism

- See Faculty Power
- See Militancy
- See Students

Adirondack Community College

- Bargaining Unit 397
- PERB Decisions 397

Administration 7-10, 573-78

- C.B. Strategy 654
- Federal Employment Regs. 745-8
- No Union Position Papers 10
- See Personnel Admin.
- Presidential Selection Protest 759-60
- Presidents 9
- See Search Committees
- Selection of 250, 575
- See Trustees

Administration of Legislation 131

Administrators

- Affirmative Action 589
- Agents 72
- Challenge NLRB Jurisdiction 325
- Contracts 691, 700
- Governance 246, 248, 254
- PERB Decisions 399
- Performance Evaluation of 578
- Salaries 446-7, 455
- See Search Committees
- Selection of 250, 575
- See Senates
- Strikes, Policy During 404
- Tenure 501
- Unit, Part of 399
- Women 540

Affirmative Action 11-49, 579-600, 777

- Administrators 589
- See Back Pay
- Bonuses 48
- Budget Cut Effect 583
- Carnegie Report 31, 39
- Case Study 580
- See Contract Revocation
- See Court Cases-Subject
- See Deferral to Arbitration
- See DeFunis in Aurthor Index
- Directory on Recruitment 11
- See Discrimination
- See EEOC Decisions & Equal Employment
- Fringe Benefits 588, 599, 875
- Fringe Benefits & Sex 33
- Guidelines 581, 588, 592, 594, 599
- Handicapped 26
- Layoffs v. Seniority 13
- See Maternity Leave
- Preferential Treatment 35
- Quotas 21, 28, 35, 598
- Recruitment Directory 11
- Regulations 12, 15-6, 22, 25-6, 31,
- 33, 42-3, 745-6, 748
- Regulations Enforced 946, 955
- Retirement Benefits 875
- See Salaries
- Seniority v. Layoffs 13
- Sex & Fringe Benefits 33
- Sex Guidelines 588
- Tenure Related to 497, 503
- Training 40
- Union Self Enforcement 17
- Voluntary Compliance 17-8
- See Women

Agency Shop 50, 157, 762

- Court Case 710
- Legislation 302, 710, 783
- Maintenance of Membership **512
- PERB Decision 387, 857
- See Service Fees
- See Unions Security
- Union Shop 512

Agents 51-74, 601-621

- Bargaining Unit Dispute 51
- NLRB Decisions 63-5, 67-8
- See No Agent Vote
- PERB Decisions 606, 833, 844, 847, 850-1
- Petition Withdrawn 619
- See Students
- Surveys 74, 610, 617, 695

Alaska

- C.B. Election 72
- Impasse Procedure 226
- U. of Alaska 72

Albion College

- Agents 609, 615

Alexander vs Gardner-Denver

-See Alexander in Author Index

Alfred University

- Administration 578

- Evaluations 578

Alpena Community College

- Arbitration Awards 623

- Tenure 623

Amnesty for Draft Evaders

- CUNY 217

Antioch College

- Agents 609, 615

- Retrenchment 876, 879, 885

Appointment

- Arbitration Award 630

.- Continuing See Tenure

- Court Cases 721-2

Appropriations

- Legislation 292

Arbitrability 101

Arbitration Awards - Colleges

- Alpena Comm. College 623

- Comm. College of Philadelphia 87

- Cook County Junior College 622

- C.U.N.Y. 82, 83, 84, 207, 627, 629, 638

- Eau Claire Technical Institute 633

- Erie Comm. College 630

- Ferris State College 78

- Finger Lakes Comm. College 91

- Hudson Valley Comm. College 85

- Lansing Comm. College 624

- Lakeshore Area Board Vocational

Technical College 634

- Loretto Heights College 76

- Middlesex County College 81, 626

- Milwaukee Area Technical College 635

- Onodaga Comm. College 628, 632

- Rockland Comm. College 631

- Sauk Valley College 77

- S.U.N.Y. 86

- Univ. of California 75

- Washtenaw Comm. College 79

- Wayne County Comm. College 80,

625

Arbitration Awards - States

- California 75

- Colorado 76

- Illinois 77, 622

- Michigan 78-80, 307, 623-5

- New Jersey 81, 626

- New York 82-86, 627-32

- Pennsylvania 87

- Rhode Island 88-90

- Wisconsin 633-5

Arbitration Awards - Subject 75-90, 208-9, 307, 622-35

- Absence, Coverage of 85

- Appointment 630

- Assignment, Involuntary 85, 88

- Calendar 80

- Cancellation Summer Class 633

- Certification for Reappointment 84

- Computing Pay 624

- Counselors 75, 79-80

- Court Cases 208-9, 723

- CUNY Analyses 986

- Discrimination 81, 208, 623, 629

- Employment, Outside 78

- Experience for Salary Increase 634

- Financial Exigency See Retrenchment

- Grades, Non Submission 635

- Information, Access to 629

- Instructional Time for Planning 626

- Just Cause 625, 635

- Layoff See Retrenchment

- Lectures 83-4

- Management Rights 78

- Maternity Leave 307

- Non-Reappointment 83-4, 623, 625,

627, 630

- Parking Space 86

- Past Practice 76

- Per Diem Salary 632

- Performance Evaluation 89

- Personality Conflict 89

- Personnel File 623

- Promotion 89-90, 208, 628-9

- Rank Placement 77

- Reappointment, Certif. for 84

- Reinstatement 623

- Resignation 87

- Retrenchment 76

- Salary 80, 87, 626

- Salary, Computing 624

- Salary Differential 81

- Salary, Per Diem 632

- Salary Step 77, 631, 634

- Salary, Vacation 87

- Secrecy 629

- Summer Class Cancellation 633

- Suspension 635

- Temporary Substitute's Rights 622

- Tenure 83, 623

- Timeliness 80, 81, 625

- Transfer, Involuntary 88

- Transfer of Substitute, Right to 622

- Unsatisfactory Performance 83

- Vacation Pay 87

- Voluntary Termination 75

Arbitration, Binding

See Binding Arbitration

16

Arbitration/Fact-Finding

- See Fact-Finding

Arbitration/Fact-Finding Awards -

Colleges

- Blackhawk Vocation, Technical

College 639

- Niagara County Comm. College

637

- Peralta College 636

Arbitration/Fact-Finding Awards -

States

- California 636

- New York 91, 637-8

- Wisconsin 639

Arbitration/Fact-Finding Awards -

Subject

- Committees 637

- Health Insurance Clause 637

- Part Time v. Full Time 636

- Promotion Clause 637

- Salary Increment 91, 637, 639

- Salary, Retroactive 637

- Tenure 91

Arbitration Procedures 92-111, 134,

310, 640-1

- Arbitrability 101

- Arbitrator's Role 99

- See Binding Arbitration

- College Arbitration 96, 104

- See Compulsory Arbitration

- Court Cases 93, 640, 749-50

- Court Jurisdiction 101

- Deferral to Arbitration 92, 101,

105, 107, 110, 640-1, 749-50

- Discrimination 93

- Discrimination, Race 749-50, see

Alexander in Author Index

- See Fact-Finding

- Final Offer 102, 268, 298

- See Impasse Resolution

- Information, Refusal to Furnish

105

- Interest Arbitration 108

- Jurisdiction 92, 101

- Legislation 787

- Mediation 98, 310, 413

- Neutrals 809

- NLRB Deferral to 92, 105, 107,

110, 640-1

- Preparation for 98

- Quantum of Proof 95

- Restructuring of 93

- Role of 413

Arbitrator's Role 99

Arizona

- Affirmative Action 589

- Court Cases 703

- Navajo Community College 703

- U. of Arizona 589

Ashland College

- Bargaining Unit 820

- NLRB Decisions 820

Assignment, Involuntary

- Arbitration Awards 85, 88

Back Pay

- Court Cases 177, 703

- Discrimination Damages 37, 44,

441, 450

- Maternity Leave 304

Ballot, Spoiled

- NLRB Decision 815

Bargaining Units 112-3

- Disputes 51

- See Unit Determinations

Barnard College

- NLRB Decisions 818

- Students 818

Becker Junior College

- Elections 812

- NLRB Decisions 812

Bibliographies

- Faculty 115

- Governance 115

- Non-Faculty 114

- Women 550

Bill of Rights

- Public Employees 871

Binding Arbitration

- Contracts 698

- Court Cases 749-50

- Deferral to Arbitration 749-50

- Discrimination, Racial 749-50

See Alexander in Author Index

- Federal Legis. 280

- Legislation 295-6, 298

Blackhawk Vocational, Technical College

- Arbitration/Fact-Finding Awards 639

- Salaries 639

Bloomfield College

- Academic Freedom 5, 715, 877, 914

- Collective Bargaining 664

- Court Cases 201, 202, 713, 715

- Retrenchment 437, 877, 885

- Students 664

- Tenure 5, 201, 202, 502, 713, 920,

921, 922, 914, 885

Board of Trustees

- See Trustees

Boston State College

- Collective Bargaining 672
- Collegiality 672

Boston University

- NLRB Decisions 324
- Retrenchment 324

Broome Community College

- Bargaining Unit 838
- PERB Decisions 838

Budget Cuts

- Affirmative Action, Effect on 583
- CUNY 218
- See Retrenchment

Budget Determination

- Court Case 714, 717

Budget Information

- NLRB Decision 324

Calendar

- Arbitration Award 80

California

- Affirmative Action 589, 596-7, 952

- Arbitration Award 75
- Arbitration/Fact-Finding Award 636
- Calif. St. Coll. & Univ.

137-8, 977

- Claremont College 318
- F C.B. 137-8
 - C.B. Election 615
 - Contracts 444
 - Court Cases 183-9, 704-5
 - Faculty Code of Conduct 2
 - Governance 137
 - Impasse Procedures 226
 - La Verne Coll. 885
 - Leland Stanford U. 319
 - L.A. Comm. Coll. 183-9, 444, 705
 - Master Plan 764
 - NLRB Decisions 318-9, 810
 - Peralta Coll. 636
 - Performance Eval. 862
 - Presidential Selection Protest
 - Pub. Sector Lab. Rel. 413
 - Retrenchment 885
 - San Francisco St. U. 759-60
 - San Jose St. U. 505, 958,

966

- Stanford U. 810, 862
- Tenure 504-5, 932, 937
- U. of Calif. 75, 597, 937
- U. of Calif. Berkeley 504, 596, 704, 932, 952

California (Cont.)

- U. of Calif. Riverside 885
- U. of San Francisco 615
- U. of Southern Calif. 589
- Women 952, 958, 966

- Workload 977

California Community Colleges

- Court Cases 183, 184
- Master Plan 764
- Salaries 183, 184, 444

California State Colleges

- Collective Bargaining 137, 138
- Master Plan 764
- Workloads 977

Canada

- C.B. 168
- Legislation 171
- Ontario Lab. Rel. Act 171

Cancellation of Summer Classes

- Arbitration Award 633

Carnegie Comm. Reports 116-24

- Affirmative Action 31
- Governance 246
- Open Admissions 339-40

Cassette Tape on C.B. 129

Censure 5, 877

Central Michigan University

- Collective Bargaining 657, 660
- Strikes 473

Certification for Reappointment

- Arbitration Award 84

Certification of Unit

- See No Agent Vote
- See Unit Determinations

Chairmen

- C.B. Role of 149

Chatham College

- Court Cases 728
- Non-Renewal 728

Check - Off 762

- See Dues Check-Off
- Federal Legislation 783
- See Service Fees

Chemketa Community College

- Agents 601

City Colleges of Chicago

- Bargaining Unit 828
- Contracts 675, 903
- PERB Decisions 828

City University of New York

- See CUNY

Claremont Colleges

- Bargaining Unit 318
- NLRB Decisions 318

Class Size

- Contracts, Contents of 560
- Court Case 717

18

Classes, Summer Cancellation of

- Arbitration Award 633

Code of Conduct for Faculty 2

Coe College

- Tenure 491

Coker College

- Agents 59

- Bargaining Unit 822

- NLRB Decisions 822

Collective Bargaining 125-171, 642-70

777, 980-2

- Administration v. 10

- Administration Strategy 654

- Advantages/Disadv. 153, 656

- Adversarial 644

- See Agency Shop

- See Agents

- Alternate Approach 125

- Alternative to Closed C.B. 133

- Anti Union Position 10

- See Arbitration

- Authority of Legislatures 227

- See Bibliographies

- Bluffing 134

- Canada 168

- Carnegie Council on 124

- Cassett Tape 129

- Chairmen 149

- Collegiality 146, 984-5

- Concessions 134

- See Contracts

- Cost of 134

- See Court Cases

- Courts & Academe 135

- Dirty Tricks 134

- See Due Process

- Duty to Bargain Statutes 227

- Economic Interests in 128

- Economics of 134

- Expectations Modified 134

- See Faculty Attitudes

- Faculty Strategy 650

- Fed. Employment Regs. 745-6, 748

- Financing 762

- Glossary 131

- Good Faith 740

- See Governance

- See Grievance

- History 648, 661

- Impact 127, 129, 131

- Impact of Strikes 134

- See Impasse

- International 168-71

Collective Bargaining (Cont.)

- Issues 131

- See Legislation (Federal/State)

- Management Concepts 149

- See Mediation

- Negotiation Strategy 650, 654

- See Negotiations

- See NLRB

- No Union Position 10

- Non Faculty Personnel 114

- Non Instructional Personnel 310

- Open C.B. 295-6

- Past Practice 76, 987-8

- See PERB

- Prepaid Legal Services 405-7

- Preparation for 98, 310

- Problems/Challenges 651-2

- Professionalism 139

- Pros/Cons 153, 656

- Flos/Colls 155, 050

- See Public Sector

See Quality

- Radicals & Unions 167

- See Retrenchment

- See Salaries

- Scope of C.B. 203-5, 227, 413, 787

- See Senates

- See Service Fees

- Strategy of 654, 655

- See Strikes

- See Students

- Sunshine Law 295-6

- See Surveys

- See Tenure

- Unionization, Causes 148, 160

- See Union(s)

- Voting Behavior 143, 147

- See Women

College Calender

- See Calendar

College of St. Francis

- Bargaining Unit. 322

- NLRB Decisions 322

Collegiality 146, 671-3, 984-5

Colorado

- Affirmative Action 589

- See Alexander in Author Index

Arbitration Award 76

- C.B. 132

- C.B. Election 56

- Court Cases 182, 190-2, 749-50

- Loretto Heights Coll. 76

- Student C.B. 670

- U. of Colorado 56, 589, 670

Columbia University

- Affirmative Action 206, 721, 722

- Court Cases 206, 721, 722

- Prepaid Legal Services 405

Committees

- Fact-Finding Award 637

Community College of Allegheny County

- Contracts 694

Community College of Beaver County

- Bargaining Unit 846

- Collective Bargaining 673

- Collegiality 673

- PERB Decisions 846

Community College of Philadelphia

- Arbitration Awards 87

- Certification 843

- PERB Decisions 843

- Vacation Pay 87

Community Colleges

- Retrenchment 428

- Workload 560

Compensation

- See Salary

Compulsory Arbitration Procedures 97

- Canada 168

- Federal Legis. 280

Concordia Lutheran Seminary

- Academic Freedom 4, 564, 572,

565

- Dismissal 564, 565, 572

- Governance 4

Conduct Code for Faculty 2

Confidentiality

- Court Cases 704

- See Information, Access to

Conflict, Personality

- Arbitration Award 89

Connecticut

- Contracts 692

- Court Cases 181, 355, 706

- Retirement Law 355

- Union Merger 803

- U. of Bridgeport 692

- U. of Conn. 181

Constitutional Rights

- Court Cases 706, 726

- See Due Process

Contents of Contracts

- See Contracts, Contents of

Contract Administration 131

Contract Requirements 688

Contract Revocation

- Affirmative Action 14, 36-7,

41, 584, 590-1, 596

Contracts 461-3, 473, 674-701

- Academic Freedom 680

- Administrator 691, 700

- See Arbitration/Fact-Finding Awards

- Binding Arbitration 698

- Continuing Appointment 700

- Cost of Living 691

- See CUNY

- Disputes 686

- Governance 690, 692

- Hospital 336

- Medical Coll. 683

- Merit Increases 699

- Non Teaching Professionals 700

- Personnel Policies 692

- Sabbatical Leave 887

- Salary Increases 691, 696-7, 699, 701

- Savings Clause Legis. 457

- Students 663, 681

- Surveys 695

- Tenure 680, 690, 700, 927, 933

- Unilateral Settlement 686-7

- See U. of Hawaii

Contracts, Contents of 172-75, 702

- Class Size 560

- Day Care Centers 219

- Discrimination Clauses 225

- Dues Check-Off 511

- Fringe Benefits 238

- Non-Discrimination Clauses 225

- Massachusetts Survey 173

- Michigan Comm. Coll. Survey 172

- New York State Survey 175

- Office Hours 560

- Preparations 560

- Retrenchment 429

- Union Security 511

- Wood Chopping Clause 693

- Workload 560

Contracts, Federal

- See Contract Revocation

Cook County Junior College

- Arbitration Awards 622

- Transfer Rights 622

Cooper Union

- Agents 70

Cornell University

- Health Care 335

- NLRB Decisions 335

- Productivity 409

Cost of Living

- Contracts 691

- Salaries Compared to 442, 445, 451, 892-3

K. vi

Costs - See Economics

Counselors

- Arbitration Awards 75, 79-80

Court Cases - Colleges

- Bloomfield College 201, 202, 713, 715

- California Comm. Colleges 183, 184

- Chatham College 728

- Columbia Univ. 206, 721, 722

- C.U.N.Y 207, 208, 209

- Eastern Kentucky Univ. 707, 708

- Fisk Univ. 729

- Georgia State Univ. 181

- Minnesota State College 199

- Navajo Comm. College 703

- New Jersey State College 203, 204, 716, 718, 719

- New York Institute of Technology

- New York Univ. 724, 725

- Odessa Junior College 509, 730

- Oklahoma College of Libral Arts

- Oregon State Univ. 181

- Rutgers Univ. 714, 717

- San Jose State Univ. 958, 966

- Slippery Rock State College 727

- Southern Maine Vocational

Institute 709

- Temple Univ. 211

- Tufts Univ. 197

- Univ. of California 704

- Univ. of Conn. 181

- Univ. of Dubuque 195

- Univ. of Florida 193

- Univ. of Maryland 196

- Univ. of Minnesota 711

- Univ. of Nebraska 712

- Univ. of New Mexico 200, 720

- Univ. of Vermont 212

- Univ. of Washington 213, 214

- Virginia State College 948

- Washtenaw Comm. Colleges 198

- Whitman College 215

- Wisconsin State Univ. 216, 509, 737, 738

Court Cases - States

- Arizona 703

- California 183-9, 704-5

- Colorado 182, 190-2, 749-50

- Connecticut 181, 355, 706

- Florida 193, 296

- Georgia 181

- Illinois 194, 878

Court Cases - States (Cont.)

- Iowa 195

- Kentucky 707-8

- Maine 709

- Maryland 196

- Massachusetts 197, 300

- Michigan 51, 198, 710

- Minnesota 199, 711

- Montana 302

- Nebraska 712

- New Hampshire 411

- See New Jersey - Court Cases

- New Mexico 200, 720

- New York 206-9, 721-26, 887

- Ohio 304-5, 309

- Oklahoma 210

- Oregon 181

- Pennsylvania 211, 727-8

- Tennessee 729

- Texas 509, 730

- Vermont 212

- Virginia 731, 948, 963, 974

- Washington 29, 213-5, 732-6

- Wisconsin 216, 509, 737-8

Court Cases - Subject 176-216, 703-738

- Academic Freedom 6

- Affirmative Action 29, 49, See

DeFunis in Author Index

- Agency Shop 50, 710

- See Alexander in Author Index

- Appointment 721-2

- Arbitration 723

- Arbitration Awards 208-9

- Arbitration Restructuring 93

- Back Pay 177, 703

- Bargaining Unit Dispute 51

- Binding Arbitration 749-50

- Budget Determination 714

- Class Size 717

- C.B., Scope of 204-5

- Confidentiality 704

- Constitutional Rights 706, 726

- Deferral to Arbitration 92, 182,

190-2, 640, 749-50

- Discrimination 182, 190-2, 196-7,

200, 206, 208, 707, 712, 720-2, 724-5,

727, 729, 731, 737

- Discrimination Nation Origin 720

- Discrimination, Race 749-50, See

Alexander

- Discrimination, Reverse 211, 213-4, See DeFunis

- Discriminatory Pension Law 355

- Due Process 181, 210, 730, 738

- Educational Philosophy 758

Court Cases - Subject (Cont.)

- Employment Agency, College as 194

- Employment, Outside 203

- Financial Exigency 411, See.

Retrenchment

- Funding Formula 717

- Grievance Restructuring 93

- Hearings, Right to 730, 738

- Hiring 411

- Improper Practices 196

- Information, Access to 200,

704, 720, 730, 738

- Legislation (Agency Shop) 710

- Management Rights 714, 716-7

- Managerial Employees 179

Maternity Leave 304-5, 308-9,

795-6, 798, 800

- Merit System 411

- National Origin Discrimination

- NLRB 179

- NLRB Deferral to Arbitration

92, 640

- Non Renewal 703, 707-8, 724-5,

727-8, 730, 731, 737-8

- Out of Court Financial Settlement 211-2

- PERB Decisions 199, 719

- Personnel Files 200, 720

- Promotion 208, 411

- Reappointment 210, 215-6

- Rent Free Apartment 729

- Retaliation 711, 720

- Retirement Law 355

- Retirement Plan Contributions

L98

- Retrenchment 195, 201-2, 432,

434-5, 437, 713, 715

- Reverse Discrimination 211, 213-4

See DeFunis

- Sabbatical Leave 887

- Salary, Computing 723

- Salary Increase (Calif.) 183-9,

705

- Salary Inequities 712, See

Back Pay

- Scope of C.B. 203-5

- Service Fees 50

- Sex Discrimination 49, 196-7,

206, 208

- Student/Faculty Ratio 717

- Students 482

- Supervisory Employees 179

- Surveys 412, 415

Court Cases - Subject (Cont.)

- Tenure 181, 193, 195, 201-2, 215, 502, 509, 713, 715-6, 724-5,

30

- Tenure Guidelines 716

- Tenure Quotas 204-5, See Quotas

- Unilateral Actions 716-7

- Unit Determinations 199, 719

- Wage Price Freeze (Calif.) 183-9,

705

- Women 707, 712, 721-2, 724-5, 727-9,

731, 737, 945, 948, 958, 963, 974

- Women's Salary 37, 44, 177, See

Back Pay

- Workload 717

- Work Restrictions 718

Court Jurisdiction

- Arbitration Procedures 101

Courts

- Academic Freedom 563

Cumberland Community College

- Bargaining Unit 391

- PERB Decisions 391

C.U.N.Y

- Affirmative Action 208, 549

- Arbitration Awards 82, 83, 84, 207,

627, 629, 638

- Arbitration Procedures 84, 104, 986

- Bargaining Unit 839

- Contracts 676, 678, 679, 684, 685,

686

- Contract Violation 627, 740

- Court Cases 207, 208, 209

- Draft Evaders 217

- Index 82, 207

- Negotiations 808

- Non-Reappointment 83, 208, 629

- Open Admissions 337, 338, 339, 345,

348, 741, 742

- PERB Decisions 398, 839

- PSC 915

- Salaries 653

- Students 218, 337, 338, 398, 839

- Tenure Quotas 490, 494, 499, 500,

508, 912, 915, 918, 913, 931, 925,

934, 929

- Women 549

- Workload 976, 978

Curry College

- Rolling Contracts 496

- Tenure 493, 496

Dartmouth College

- Pension Plans 825

Day Care

- Centers 219

- Services 542, 545



Dean Junior College

- Agents 60

Deferral to Arbitration 92, 101, 105, 107, 110

- Court Cases 182, 190-2, 749-50
- NLRB 640-1
- NLRB Decisions 313

DeFunis

- See Author Index

Delaware

- C.B. Election 72
- Contracts 701
- Delaware Tech. & Comm. Coll. 72
- U. of Delaware 701

Delaware County Community College

- Certification 844
- PERB Decisions 844

Delaware Technical and Community College System

- Agents 72

Department Chairmen

- See Chairmen

De Paul University

- Retrenchment 885

Directories

- Affirm. Action Recruitment 11
- NYS Public Employees 221-2, 743
- Public Employees 220-3, 743

Discrimination 224

- See Affirmative Action
- See Alexander in Author Index
- Arbitration Awards 81, 208, 623, 629
- Arbitration, Binding 749
- See Back Pay
- Binding Arbitration 749
- Court Cases 49, 182, 190-2, 196-7, 200, 208, 255, 707, 712, 720-2, 724-5, 727, 729, 731, 737, 749-50, 206
- See . Deferral to Arbitration
- See DeFunis in Author Index
- See EEOC
- See Equal Employment
- Equal Pension Payments 355, 384
- Federal Remedies for 751
- National Origin 720
- NLRB Decision 313
- See NLRB Deferral to Arbitration
- Non-Discrimination Clauses 225
- Race 749-50, 756, See Alexander
- Reverse 756, See DeFunis
- Reverse Court Cases 211, 213-4
- Sex 49, 196-7, 206, 208, 754
- Tenure Procedures 754
- See Women

Disputes/Impasse Resolution 226, 264

- Contract 686
- See Final Offer Arbitration
- See Impasse Resolution
- Legislation 264

Draft Evaders .

- CUNY 217

Due Process 140

- See Academic Freedom
- Canada 168
- See Constitutional Rights
- Court Cases 181, 210, 730, 738
- See Tenure

Dues Check-Off

- Contracts, Contents of 511
- Legislation 512
- See Service Fees

Duke University

- Health Care 335
- NLRB Decisions 335

Duty to Bargain 227

Eastern Kentucky University

- Academic Freedom 707, 708
- Court Cases 707, 708

Eastern Michigan University

- Agents 51, 54, 603
- Collective Bargaining 603
- Election dispute 51

Eastern Montana University

- Affirmative Action 441
- Salaries 441

Eau Claire Technical Institute

- Arbitration Awards 633
- Workload 633

Economic Interests in C.B. 128

Economics

- Re C.B. 134
- Costs of Impasse Resolution 264
 Education
 - Affirmative Action Training 40
 - Philosophy-Court Case 758
 - Union Members 526, 762

EEOC

- See Affirmative Action
- See Discrimination
- See Equal Employment
- See Women

EEOC Decisions 754-6

Elections

- See Agents
- See Bargaining Units
- Disputes 66, 394-5, 815
- Legislation 301
- See No Agent Vote
- Procedures Legislation 301

Electronic Reprod. Service Corp.

- NLRB Decision 313

Employment 228-9

- Federal Regulations 745-8

- Outside Employment 78, 203

- Practices 745-8

- Statewide Survey 744

- See Students - Employment

Equal Employment 230-4, 749-53

- See Affirmative Action

- See Discrimination

- EEOC Decisions 754-6

- Guidelines 232

- Jurisdiction 230, 234

- Legislation 787

- See NLRB Deferral to Arbitration

- Pattern Practice 230, 234

- See Women

Erie Community College

Arbitration Awards 630

- Non-Renewal 630

Escalator Raises

- See Cost of Living

Essex County College

- Bargaining Unit 392, 834

- PERB Decisions 392, 834

Evaluation

- See Performance Evaluation

Exigency

- See Financial Exigency

- See Layoffs

- See Retrenchment

Fact-Finding 111

- See Arb/Fact-Finding Awards

- See Impasse Resolution

Preparation of 98

- Role of 413

Faculty

- Affirmative Action Effect on 39

- Attitudes 142, 153, 236-7,

252, 757

- Average Monthly Salary 744

- C. B. Strategy 650

- Governance 246, 248, 252, 481

- Morale & Affirm. Action 39

- Number 235, 744

See Pennsylvania

- Power 168, 481

- Protests 759-60

- Quality & Affirm. Action 39

- Rights 758-60

- Salary, Average 744

See Salary

- Search Committee 250

Faculty (cont.)

- Senates 248, 764

- Student Ratio 717

- Surveys 235, 744

- See Women

Fair Labor Standards

- Federal Regs. 745-6, 748

Fairleigh Dickinson Univ.

- Agents 54, 63

Federal Contracts

See Contract Revocation

Federal Employment Regulations

- Covers Affirmative Action, C.B., Fair Labor Standards, Fringe Benefits,

Personnel Administration 745-8

Federal Funds/Subsidies

- See Contract Revocation

- Tenure Related 919

Federal Legislation

See Legislation - Federal

Female Faculty

- See Women

Ferris State College

Arbitration Awards 78

Collective Bargaining 669

- Outside Employment 78

- Students 669

Final Offer Arbitration 102

- Impasses 268

- Legislation 298

Finances

- See Economics

See Financial Exigency

- Pennsylvania 761

Financial Exigency

- See Budget Cuts

Court Cases

See Lavoffs

- NLRB Decision 324

See Retrenchment

Financial Settlements

See Back Pay

Out of Court 211-2

Finger Lakes Community College

- Arbitration Awards 91

- Salaries 91

Fisk Univ.

Affirmative Action 729

- Court Cases 729

Florida

- Advantages C.B. 153

- Affirmative Action 48

- C.B. 153, 155

- C.B. Election 58, 602

Florida (cont.)

- Court Cases 193, 296
- Disadvantages C.B. 153
- Faculty Attitudes 153
- Florida Tech. U. 153
- Hillsboro C.C. 602
- Legislation 153, 295-6
- Megill Case 193, 916
- NLRB Decisions 320-1
- Tenure 916
- Union Drives 535
- Union Merger 516, 518-9
- U. of Florida 193, 916
- U. of Miami 58, 320-1

Florida Technological Univ.

- Collective Bargaining 153

Franklin Pierce College

- Agents 615
- Contracts 693, 694

Fringe Benefits 239

- Affirmative Action 588, 599
- Contract Clauses 238
- Federal Regulations 745-8
- See Health Insurance, Maternity

Leave, Pension, Retirement, Sabbatical Leaves, Salary

- Sex Guidelines 33
- Wood Chopping Clause 693

Full-Time v. Part-Time Faculty

- Fact-Finding Award 636
- NLRB Decision 817

Fünding Formula

- Court Cases 717

Funds, Federal

- See Contract Revocation
- Tenure Related 919

Genesee Community College

- Bargaining Unit 399
- PERB Decisions 399

Georgia

- Court Cases 181
- Georgia State U. 181

Georgia State Univ.

- Court Cases 181
- Trespass 181

Glossary 131

Good Faith Bargaining

CUNY 740

Governance 127, 131, 137, 142,

147, 163, 240-57, 763-75

- Administrative Power 246, 248
- Bibliography 115
- Canada 168
- Carnegie Study 246
- C.B. 252
- Contracts 690, 692

Governance (cont.)

- External Power 246
- Faculty Attitudes 252
- Faculty Power 246
- Faculty Senates 248, 764
- Legitimacy 252
- Power Structure 767
- Role of President 254
- Senates 248, 764
- Students 162, 246, 248, 481, 773-5

Grades, Non Submission

- Arbitration Awards 635

Grahm Junior College

- Agents 64, 71
- Elections 813
- NLRB Decisions 813

Grand Valley State Colleges

- Agents 70

Green River Community College

- Strikes 460, 461, 473, 474

Grievance Procedures 127, 776

- Canada 168
- Costly Review 791
- Legislation 457
- Remedy, Lack of 791
- Restructuring of 93

Guidelines

- Affirmative Action 581, 588,
- 592, 594, 599
- Equal Employment 232
- Tenure 716
- Women 33, 541, 543, 547, 953

Handicapped Workers

- Affirmative Action 26

Hawaii

- Academic Freedom 680
- C.B. Election 52-3, 70, 607
- Contracts 674, 677, 680,

682, 927

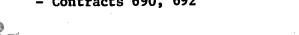
- Legislation 790
- PERB Decisions 387, 827
- Tenure 680, 927, 933
- Union Merger 803
- U. of Hawaii 52-3, 70, 387, 607,
- 674, 677, 680, 682, 827, 927, 933

Health Care

- Fed. Preempts State Laws 336
- NLRB Decisions 330-5

Health Insurance 258-63

- Contract Clauses 238
- Court Cases 305
- See Fringe Benefits
- Legislation 258-9, 261-3
- See Maternity Leave
- Survey 260



Health Insurance Clause

- Fact-Finding Award 637

Hearings, Right to

- Court Cases 730, 738

Hillsboro Community College

- Agents 602

- Collective Bargaining 602

History of C.B. 648, 661

Hofstra University

- Non-Faculty 460

- Strikes 460

Howard University

- Jurisdiction 329, 824

- NLRB Decision 329, 824

Hudson Valley Community College

- Arbitration Awards 85

- Coverage Assignments 85

Illinois

- Arbitration Awards 77, 622

- City Coll. of Chicago 622, 675, 828, 903

- Coll. of St. Francis 322

- Contracts 675

- Court Cases 194, 878

- De Paul University 885

- Legislation 297, 773

- Loyola University 335

- Moraine Valley C. C. 462-3, 473

- Morton Coll. 829

- NLRB Decisions 322, 335

- PERB Decisions 828-9

- Retrenchment 424, 426, 432-4,

878, 885

- Sauk Valley Coll. 77

- Southern Ill. U. 424, 426,

432-4, 878, 885

- Strikes 462-3, 473, 903

- Student Governance 773

- U. of Chicago 194

Impact of C.B. 127, 129, 131

Impasse Resolution 131, 226, 264

- See Arbitration/Fact-Finding

- Costs 264

- See Dispute/Impasse Resolution

- See Fact-Finding

- See Final Offer Arbitration

- Judicial Review 264

- Legislation 264, 297, 457

- Machinery of 264

- Time Schedules 264

Impasses

- Breaking 979

Improper Practices

- Court Case 196

- Legislation 297, 301

- PERB Decision 856

Indexes

- Arbitration Awards 82

- Court Cases 82

- NLRB Decisions 311

- PERB Decisions 389-90

Indiana

- Indiana St. U. 885

- Indiana U. 578

- Presidential Performance Eval. 578

- Retrenchment 885

Indiana State University

- Retrenchment 885

Indiana University

- Administration 578

- Evaluation 578

Inflation

- See Cost of Living

Information, Access to

- Arbitration Award 629

- Court Cases 200, 704, 720, 730, 738

- NLRB Decision 324

Instructional Planning Time

- Arbitration Award 626

Insurance

- Contract Clauses 238

- See Fringe Benefits

- See Health Insurance

Interest Arbitration Procedures 108 Iowa

- Coe College 491

- Court Cases 195

- Legislation 234, 298

- Maternity Leave 306

- Tenure 491

- Union Merger 803

- U. of Dubuque 195

Jamestown College

- Agents 602

- Collective Bargaining 602

Job Security

- Canada 168

- See Tenure

- Unions and 655

Judicial Review

- Impasse Resolution 264

- See Jurisdiction

Junior Colleges

- See Community Colleges

Jurisdiction

- Admin. Challenge of NLRB 325
- Arbitration Procedures 92, 101
- See Deferral to Arbitration
- Justice Dept. & EEOC .753
- Legislation 270
- NLRB Declines 329, 824
- NLRB Health Care 330-5
- Union Disputes 868
- Vesting of in Fed. Law 270

Just Cause

- Arbitration Awards 625, 635

Kansas

- C.B. Election 70
- Kansas State Coll. 70

Kansas State Colleges

- Agents 70

Kellogg Community College

- Certification 833
- PERB Decisions 833

Kentucky

- Court Cases 707-8
- Eastern Kentucky U. 707-8

Lakeshore Area Board Vocational,

Technical College

- Arbitration Awards 634
- Salaries 634

Lane Community College

- Agents 603
- Collective Bargaining 603

Lansing Community college

- Arbitration Awards 624
- Salaries 624

LaVerne College

- Retrenchment 885

Layoffs

- Affirmative Action & Seniority 13
- See Financial Exigency
- NLRB Decision 324
- See Retrenchment
- Seniority & Aff. Action 13

Leaves of Absence

- Contract Clauses 238
- See Maternity Leave
- See Sabbatical Leave

Legal Services, Prepaid 405-7

Legislation - Canada 171

Legislation - Federal 265-90, 779-87

- Agency Shop 783
- Check-off 783
- Health Care 330-6
- Health Insurance 258-9
- Maternity Leave 799
- New York & 781
- Pension 349-80
- Preemption of State Laws 336

Legislation - Federal (Cont.)

- Retirement 349-80
- Retirement Court Case 355
- Retrenchment 880
- Strike Rights 783, 898-901
- Survey 642
- Vesting Jurisdiction 270
- Women 545
- Writing of 778

Legislation - States

- Connecticut 355
- Florida 153, 295-6
- Hawaii 790
- Illinois 297, 773
- Iowa 294, 298
- Maine 299
- Massachusetts 300
- Michigan 464, 898
- Minnesota 791
- Montana 294, 302
- New York 293, 303, 310, 781
- Rhode Island 792
- Washington 793
- West Virginia 794, 909
- Wisconsin 293, 872

Legislation - State 153, 159, 291-4 787-94

- Administration of 131
- Agency Shop 302, 710
- Anti Strike Sanctions 295-6
- Appropriations 292
- Arbitration 787
- Arbitration Act 103
- Binding Arbitration 295-6, 298
- Coverage of 131
- Duty to Bargain 227
- Election Procedures 301
- Equal Employment Laws 787
- Final Offer Arbitration 298
- Grievance Act 103
- Grievance Procedures 457
- Grievance Remedy, Lack of 791
- Health Care 336
- Impasse Resolution 131, 264, 297,

457

- Management Rights 457
- Merit System 457
- Open Bargaining 295-6
- Preemption by Fed. Laws 336
- Proposed (Calif.) 413
- Recognition 131
- Retrenchment 880
- Right to Work 295-6
- Savings Clause 457
- Scope of C.B. 131, 297, 457, 787
- Service Fees 302, 512

Legislation - State (Cont.)

- Strike Limits 464

- Strike Right 792, 898-901

- Strikes 787

- Student Fees 794

- Surveys 113, 131, 227, 264, 291-4, 302, 412, 415, 457, 512, 642, 787, 789

- Trustee Authority 457

- Unfair Practice 297, 301

- Union Dues 302, 512

- Union Security 457, 788

- Unit Determination 113, 131, 297,

301

- Writing of 778

Legislatures

- Authority & Role of 227

Lehigh County Community College

- Bargaining Unit 847

- Certification 845

- PERB Decisions 845, 847

- Strikes 462, 473

Lehman College

- Academic Freedom 930

- Tenure 930

Leland Stanford Junior Univ.

- Bargaining Unit 319

- NLRB Decisions 319

Librarians 70

- NLRB Decision 318

- Salaries 439

Life Insurance

- Contract Clauses 238

Lockout 463

Loretto Heights College

- Arbitration Awards 76

- Retrenchment 76

Loyola University

- Health Care 335

- NLRB Decisions 335

Luzerne County Community College

- Bargaining Unit 849

- Department Chairman 849

- PERB Decisions 849

Macomb County Comm. College

- Bargaining Unit 830

- PERB Decision 830

Maine

Arbitration Procedures 103

C.B. Election 59

- Court Cases 709

- Legislation 299

NLRB Decision 811

- PERB Procedures 388

- Ricker College 59, 811

- Southern Maine Voc. Inst. 709

Maintenance of Membership

Legislation 512

- See S**ervi**ce Fees

See Union Security

Management Rights

Arbitration Award 78

- Budget Determination 714

- Court Cases 714, 716-7

Legislation 457

- Performance of Tenured Fac. 716

- Reasonable Policies 78

- Student/Faculty Ratio 717

- Tenure Guidelines 716

- Unilateral Action 716-7

Managerial Employees

- Court Cases 179

- NLRB Decision 315-7

Marshall University

- Athletics 954

- Women 954

Maryland

- Court Cases 196

- Union Merger 803

- U. of Maryland 196

Marymount College of Virginia

- Agents 65, 72

- Elections 823

- NLRB Decisions 823

Massachusetts

- Becker Jr. College 812

- Boston U. 324

- C.B. Election 60, 64, 71, 609,

616, 618

- Contracts, Contents of 173

- Court Cases 197, 300

- Curry College 493, 496

- Dean Jr. College 60

- Grahm Jr. College 64, 71, 813

- Grievance Procedures 776

- Legislation 300

- Maternity Leave 801

- NLRB Decisions 324-5, 812-3

- Northeastern U. 776

- Rolling Contract 493, 496

- Southeastern Mass. U. 665

- Student C.B. 665, 667

. - Tenure 493, 496

- Tufts V. 197

- U. of Mass. Amherst 609, 616, 618

- Wentworth Coll. Tech. 325

Mass. Institute of Tech.

- Agents 59

- Non-Faculty 59

- Strikes 72

Maternity Leave 304-9, 542, 545, 795-802 - Affirmative Action Rules 802 - Arbitration Award 307

- Back Pay 304 - Court Cases 304-5, 308-9, 795-6, 798, 800

- See Fringe Benefits

- Paid Leave 306

- Proposed Federal Policy 799

Mediation 310

- Preparation for 98

- Role of 413

Medical Schools

- Contracts 683

- NLRB Decisions 320-1, 331-3, 335

Membership

- AFT 521.

- See Maintenance of

- See Service Fees

- See Union Security

Mercer County Community College

- Bargaining Unit 393

- PERB Decisions 393

Mercy College

- Agents 66

- NLRB Decisions 815

- Spoiled Ballot 815

Mergers of Unions 515-6, 518-9, 523-4,

- 536, 803-7

Merit Increases

- Contracts 699

Merit System

- Legislation 457

Michigan

- Albion College 609, 616

- Alpena C. C. 623

- Arbitration Awards 78-80, 307,

623-5

- Bargaining Units 112

- Central Mich. U. 473, 660

- C.B. 163

- C.B. Election 51, 54, 61, 70-1,

73, 603, 609, 616, 660

- C.B. Petition Withdrawn 619

- Contracts 473, 691

- Contracts, Contents of 172

- Court Cases 51, 198, 710

- Eastern Mich. U. 51, 54, 603

- Ferris State Coll. 78, 669

- Grand Valley St. Coll. 70

- Lansing C.C. 624

- Legislators Favor Strike

Right 898

- Macomb County C.C. 830

- Maternity Leave 307

- Mich. St. U. 112

- Olivet Coll. 619

- Pension Law 365

- PERB Decisions 51, 830

- Southwestern Mich. C. 163

- Strike Law 464

- Strike Rights 898

- Strikes 72

- Student C.B. 620, 669

- Students 71, 73

- Union Merger 803

- U. of Detroit 54, 61

- U. of Mich. 71, 73, 620

- Washtenaw C. C. 79, 198

- Wayne County C. C. 72, 80, 625

- Wayne St. U. 691

Michigan Community Colleges

- Contracts 172

Michigan State Univ.

- Bargaining Units 112

Middlesex County College

- Arbitration Awards 81, 626

- Bargaining Unit 836

- Contract Violation 81

- PERB Decisions 836

- Salaries 626

Militancy 310, 416

- Strikes 472

Mills College

- Women 9,57

Milwaukee Area Technical College

- Agency Shop 857

- Arbitration Awards 635

- Bargaining Unit 858

- PERB Decisions 857, 858

- Suspension 635

Minimum Wage 448, 453, 475, 545 Minnesota

- Academic Freedom 570

- Affirmative Action 38

- C.B. Election 62

- Court Cases 199, 711

- Kellogg C.C. 833

- Legislation 791

- Minn. St. Coll. 199, 831

- PERB 791

- PERB Decisions 831-3

- Student C.B. 62, 620, 832

- Students 477

- U. of Minn. 38, 62, 570, 620, 711, 832

Minnesota State College

- Bargaining Unit 199

- Court Cases 199

Missouri

- Academic Freedom 4, 564-5, 572
- Concordia Lutheran Seminary 4, 564-5, 572

Monmouth College

- Bargaining Unit 814
- NLRB Decisions 814

Montana

- Agency Shop Fees 302
- Back Pay 441
- Court Cases 302
- Eastern Montana Coll. 441
- Legislation 294, 302
- Women 441

Moraine Valley Community College

- Strikes 462, 463

Morale

- See Faculty Morale

Morton College

- Elections 829
- PERB Decisions 829

Nassau Community College

- Bargaining Unit 840
- PERB Decisions 840
- Strikes 465

National Labor Relations Board

- See NLRB

National Origin Discrimination

- Court Cases 720

Navajo Community College

- Academic Freedom 703
- Court Cases 703

Nebraska

- Court Cases 712
- Retrenchment 885
- Salary 895
- State Colleges 885
- Student Governance 774
- U. of Nebraska 712

Nebraska State Colleges

- Retrenchment 885
 - Salaries 895

Negotiations

- Conduct of 227
- CUNY 808
- Impact 310
- Preparation for 310
- See Scope of Bargaining
- Strategy 650, 654

Neutrals 809

Nevada

- Impasse Procedures 226
- Performance Evaluation 402

New England College

- Agents 54, 67

New Hampshire

- C.B. Election 54, 67, 615
- Contracts 693-4
- Court Case 411
- Dartmouth 825
- Franklin Pierce Coll. 615, 693-4
- Hiring Freeze 411
- -New England Coll. 54, 67
- Pension Plan 825

New Jersey

- Arbitration Awards 81, 626
- Back Pay 37, 450
- Bloomfield Coll. 5, 201, 437, 502, 664, 713, 715, 877, 885, 914, 920-2
- Censure 5
- C.B. Election 54, 63, 70, 608
- Contracts 681, 683, 687, 698
- Court Cases 201-5, 713-19, 914
- (See also Bloomfield Coll.)
- Cumberland County Coll. 391
- Essex County Coll. 392, 834
- Fairleigh Dickinson U. 54, 63
- Mercer County Coll. 393
- Middlesex County Coll. 81, 626, 836
- Monmouth Coll. 814
- N.J. Coll. Med. & Dent. 394-5, 683
- N.J. State Coll. 203-5, 466-7, 470-1,
- 508, 663, 687, 698, 716, 719, 837, 904-5
- NLRB Decision 814
- PERB Decisions 389-95, 834-7
- Retrenchment See Bloomfield Coll.
- Richard Stockton S.C. 663
- Rider Coll. 459-60, 469, 608
- Rutgers U. 37, 44, 450, 472, 681,
- 714, 717
- Salary Inequity 37, 44
- Strikes 458-60, 466-7, 469, 470-2, 904-5
- Student C.B. 663-4, 681
- Tenure 508 and Bloomfield Coll.
- Tenure Quotas 508
- Union Coll. 70
- Women 450

New Jersey College of Medicine & Dentistry

- Contracts 662
- Elections 394, 395
- PERB Decisions 394, 395

New Jersey State Colleges

- Bargaining Unit 719, 837
- Binding Arbitration 698
- Collective Bargaining 663
- Contracts 687, 698
- Court Cases 203, 204, 716, 718, 719
- Outside Employment 203
- PERB Decisions 719, 837



New Jersey State Colleges (Cont.)
- Strikes 466, 467, 470, 471,

472, 904, 905

- Students 663

- Tenure Quotas 204, 205, 508, 716

New Mexico

- Court Cases 200, 720

- U. of New Mexico 200, 720

New York

- Adirondack C.C. 397

- Administrators 576

- Alfred U. 578

- Arbitrations at CUNY 82, 986

- Arbitration Awards 82-86,

627-32

- Arbitration/Fact-Finding

Awards 91, 637-8

- Arbitration Procedures 104

- Barnard Coll. 818

- Broome C.C. 838

- C.B. 136, 740, 939

- C.B. Elections 54, 66, 68-70,

604-5, 611, 613-6, 658

- Columbia U. 206, 721-2

- Contracts 473, 676, 678-9,

684-6, 689-90, 697, 700

- Contracts, Contents of 175

- Cooper Union 70

- Cornell U. 333, 335

- Court Cases 206-9, 721-26, 887

See CUNY

- Directories 221-2, 743

- Erie C.C. 630

- Fact-Finding 111

- Faculty Attitudes 237

- Finger Lakes C.C. 91

- Genesee C.C. 399

- Grievances at CUNY 82, 986

- Hudson Valley C.C. 85

- Legislation 293, 303, 310, 781

- L.I.U. (C.W. Post) 468, 615,

689-90

- Mercy Coll. 66, 815

- Nassau C.C. 465, 840

- Niagara County C.C. 637

*- NLRB Decisions 332-3, 335,

815-18

- No Union Admin. Position 10

- N. Y. Inst. Tech. 723

- N.Y.U. 10, 54, 68-9, 332,

604-5, 611, 613-4, 616, 658, 724-5, 817

- Onondaga C.C. 576, 628, 632

- Open Admissions 337-48, 739, 741-2

New York (cont.)

- PERB Decisions 397-400, 838-42

- PERB Procedures 396

- Presidential Performance Eval. 578

- Public Employee Directories

221-2, 743

- Rockland C.C. 631

- Salary Schedules 653

- Strikes 465, 468

- Student C.B. 818, 839

- See SUNY

- Syracuse U. 54, 817

- Taylor Law - see Legis. above

- Tenure 501, 924, 929-31, 935

- Tenure Quotas 490, 494, 499-500

508, 912-3, 915, 918, 925, 931, 934

- Trocaire Coll. 70, 816

- Vassar Coll. 924, 935

- Westchester C.C. 697, 841

- Women 549

- Workload 976, 978

New York Institute of Technology

- Court Cases 723

- Faculty Transfer 723

New York Univ.

- Administration 10

- Affirmative Action 724, 725

- Agents 54, 68, 69, 604, 605,

611, 613, 616

- Bargaining Unit 817

- Collective Bargaining 658

- Court Cases 724, 725

- Law School 605

- NLRB Decisions 817

- Productivity 408

Niagara County Community College

- Arbitration/Fact-Finding

Awards 637

- New Contract Terms 637

NLRB

- Bargaining Unit 312, 314, 983

- Deferral to Arbitration 92,

105, 107, 110, 233, 313, 640-1

- Discrimination 224, 233

- Index 311

- See Legislation - Federal

- Preemption over States 336

- Unit Determination Surveys 312,

314, 983

- University Representation 312,

314, 983

NLRB Decisions - Colleges

- Ashland College 820
- Barnard 818
- Becker Junior College 812
- Boston Univ. 324
- Claremont Colleges 318
- Coker Colleges 822
- College of St. Francis 322
- Cornell Univ. 335
- Duke Univ. 335
- Grahm Junior College 813
- Howard Univ. 329, 824
- Leland Stanford Jr. Univ. 319
- Loyala Univ. 335
- Marymount College of Va. 823
- Mercy College 815
 - Monmouth College 814
 - New York Univ. 817
 - Oberlin College 323, 819
 - Point Park College 821
 - Randolph-Macon College 328
 - Ricker College 811
 - Stanford Univ. 810
 - Syracuse Univ. 817
 - Trocaire College 816
 - Univ. of Miami 320, 321
 - Univ. of Scranton 326, 327
 - Wentworth College of

Technology 325

NLRB Decisions - States

- California 318-9, 810
- Florida 320-1
- Illinois 322, 335
- Maine 811
- Massachusetts 324-5, 812-3
- New Jersey 814
- New York 332-3, 335, 815-8
- North Carolina 335
- Ohio 323, 819-20
- Pennsylvania 326-7, 821
- South Carolina 822
- Virigina 328, 823
- Washington, D.C. 329, 824

NLRB Decisions - Subject 313-29, 810-24

- Access to Information 324
- Admin. Challenge to NLRB 325
- Agents 63-5, 67-8
- Ballot, Spoiled 815
- Budget Information 324
- Court Cases 179
- Deferral to Arbit. See NLRB
- Discrimination 313
- Election Disputes 66, 815
- Elections See Unit Determinations

- Electronic Reprod. Serv. Corp. 313
- Financial Exigency 324
- Health Care 330-5
- Information, Access to 324
- Jurisdiction 330-5
- Jurisdiction, Admin. Challenge 325
- Jurisdiction Declined 329, 824
- Law School 320-1
- Layoffs 324
- Librarians 318
- Managerial Employees 315-7
- Medical Schools 320-1, 331-3, 335
- No Agent Vote 60, 69, 328
- Part-Time v. Full-Time 817
- Professional Schools 320-1, 817
- Refusal to Bargain 325
- Retrenchment 324
- Spielberg Policy see Deferral to Arbit.
- Student Units 319, 810, 818
- Supervisory Employees 315-7
- Textron Inc. 179, 315-7
- Unit Determinations 318-23, 326,
- 810-14, 816-23
- Voluntary Recognition 327

No Agent Vote

- Albion Coll. 609, 616
- Antioch Coll. 609, 616
- Dean Jr. Coll. 60
- Grand Valley St. Coll. 70
- New York U. 54, 604, 611
- NLRB Decisions 60, 69, 328
- PERB Decisions 832
- Ricker Coll. 59
- Syracuse U. 54
- U. of Detroit 54, 61
- U. of Mass. 609, 616, 618
- U. of Miami 58
- U. of Minnesota 832
- U. of Toledo 56
- Villanova U. 609, 616

No Union Position Papers 10

Non-Faculty Personnel

- Bibliographies 114

Non-Reappointment

- See Non Renewal

Non Renewal

- Arbitration Awards 834, 623,
- 625, 627, 630
- Court Cases 210, 215-6, 703,
- 707-8, 724-5, 727-8, 730, 731,
- 737, 738
- See Reappointment
- See Reinstatement
- See Tenure

Non Teaching Professionals

- Tenure 501, 700

32

North Carolina

- Duke University 335

- NLRB Decision 335

North Dakota

- C.B. Election 602

- Jamestown Coll. 602

Northeastern University

- Collective Bargaining 776

- Grievance Procedures 776

Oberlin College

- Bargaining Unit 323, 819

- NLRB Decisions 323, 819

Odessa Junior College

- Court Cases 509, 730

- Tenure 509, 730

Office Hours

- Contracts, Contents of 560

Ohio

- Antioch College 609, 616, 876,

879, 885

- Ashland College 820

- C.B. Election 56-7, 609, 616

- Contracts 696

- Court Cases 304-5, 309

- Cuyahoga C. C. 696

- Maternity Leave 304-5, 309, 795-6,

798, 800

- NLRB Decisions 323, 819-20

- Oberlin College 323, 819

- Retrenchment 876, 879, 885

- U. of Cincinnati 57

- U. of Toledo 56

0klahoma

- Court Cases 210

- Oklahoma Coll. Lib. Arts 210

Oklahoma College of Liberal Arts

- Court Cases 210

- Faculty Rights 210

Olivet College

- Agents 619

Onondaga Community College

- Administration 576

- Arbitration Awards 628, 632

- Damage Payments 576

- Salaries 632

- Tenure 628

Open Admissions 337-48

- CUNY 337, 739, 741-2

- SUNY 346-7

Open (Sunshine) C.B.

Legislation 295-6

Oregon

Arbitration Procedures 102

Oregon (Cont.)

- Chemeketa C. C. 601

- C.B. Elections 55, 601, 603

- Court Cases 181

- Impasse Procedures 226

- Lane C. C. 603

- Oregon St. U. 181

- Portland C. C. 55, 603

- Southern Ore. Coll. 601

- Southwestern Oreg. C. C. 601

- Student Governance 775

Oregon State University

- Court Cases 181

- Tenure 181

Overload

- See Workload

Parking Space

- Arbitration Award 86

Part-Time v. Full-Time Faculty

- Fact-Finding Award 636

- NLRB Decision 817

Past Practice

- Arbitration Award 76

- C.B. 987-8

Pay

- See Salary

Pennsylvania

- Affirmative Action 580, 591

- Arbitration Award 87

- Chatham Coll. 728

- C.B. 142-3, 147

- C.B. Elections 54, 59, 70, 143

147, 606, 609, 616

- Comm. Coll. Allegheny County 694

- Comm. Coll. Beaver County 846

- Comm. Coll. Philadelphia 87, 843

- Contracts 473, 694

- Court Cases 211, 727-8

- Delaware County C. C. 844

- Faculty Attitudes 142, 147, 236,

252

- Governance 142, 147, 236, 252

- Indiana U. 143, 147

- Lehigh County C. C. 462, 473, 845,

847

- Luzerne County C. C. 849

- NLRB Decisions 326-7, 821

- Penn. St. Coll. & U. 143, 147, 473,

848

- PERB Decisions 606, 843-53

- Point Park Coll. 821

- Reading Area C. C. 606, 851

- Retroactive Salary 449

Pensylvannia (cont.)

- Robert Morris Coll. 59
- Slippery Rock S.C. 554, 727
- State Financing of Pvt.

Colleges 761

- Strikes 462, 473
- Student Salaries 907
- Temple U. 211
- U. of Pittsburgh 580, 591, 852
- U. of Screnton 70, 326-7
- Villanova U. 54, 609. 616
- Voting Patterns of Faculty 143, 147
- Westmoreland Count C.C. 853
- Williamsport Area C.C. 850
- Women 554

Pennsylvania State Colleges and

Univ. System

- Collective Bargaining 142,
- 143, 147
- PERB Decisions 848
- Strikes 473
- Unit Determination 848

Pension Legislation 349-80

- College Exemptions 364
- Discrimination Court Case 355
- Women 545

Pension Plans/Programs 381-6, 825-6

- Admin. Expenses 381
- Equal Payments for M/F 384
- Flexible Plan 825
- See Retirement
- Surveys 826

Peralta College

- Arbitration/Fact-Finding
- Awards 636
- Employee Classification 636

Per Diem Salary

- Arbitration Award 632

PERB

- Index 389-90
- Rules 388, 396

PERB Decisions - Colleges

- Adirondack Comm. College 397
- Broome Comm. College 838
- City Colleges of Chicago 828
- Comm. Coll. of Beaver Cty. 846
- Comm. Coll. of Phila. 843
- Cumberland Comm. Coll. 391
- CUNY 398, 839
- Delaware Cty. Comm. Coll. 844
- Essex Cty. Coll. 392, 834
- Genesee Comm. Coll. 399
- Kellog Comm. Coll. 833
- Lehigh Cty. Comm. Coll. 845, 847

PERB Decisions - Colleges (cont.)

- Luzerne Cty. Comm. Coll. 849
- Macomb Cty. Comm. Coll. 830
- Mercer Cty. Comm. Coll. 393
- Middlesex Cty. Coll. 836
- Milwaukee Area Tech. Coll. 857, 858
- Morton College 829
- Nassau Comm. Coll. 840
- New Jersey College of Medicine &
- Dentistry 394, 395
- New Jersey State College 719, 837
- Penn. St. Coll. & Univ. Sys. 848
- Reading Area Comm. Coll. 606, 851
- Rhode Island Jr. Coll. 854,
- Rutgers Univ. 835
- SUNY 400, 842
- Univ. of Hawaii 387
- Univ. of Minnesota 832
- Univ. of Pittsburgh 582
- Univ. of Rhode Island 855
- Vermont State Colleges 856
- Vermont State Correges 050
- Westchester Comm. College 841Westmoreland Cty. Comm. Coll. 853
- Williamsport Area Comm. Coll. 850

PERB Decisions - States

- Hawaii 387, 827
- Illinois 828-9
- Michigan 51, 830
- Minnesota 831-3
- New Jersey 389-95, 834-7
- New York 397-400, 838-42
- Pennsylvania 606, 843-53
- Rhode Island 854-5
- Vermont 856
- Wisconsin 857-8

PERB Decisions - Subject 387-400, 827-58

- Admin. in Unit 399
- Agency Shop 387, 857
- Agents 606, 833, 844, 847, 850-1
- Bargaining Unit Dispute 51
- Court Cases 199, 719
- Election Disputes 394-5
- Expand Units 827, 849
- Improper Practices 856
- Index to N. J. Dec. 389-90
- No Agent Vote 832
- Performance Evaluation 398
- Personnel Committee 398
- Separate Units 831, 837
- Service Fees 387
- Single Unit 842, 852
- Students 398, 832, 839
- Union Dues 387
- Unit Determinations 199, 391-3, 397,
- 399-400, 719, 828-31, 834, 836-7,

PERB Decisions - Subject (cont.)

- Unit Dispute 51

- Units Expanded 827, 849

- Units, Separate 831, 837

- Units, Single 842, 852

Performance Evaluation 401-3, 859-64

- Arbitration Award 89

- PERB Decision 398

- Presidents 578

- Validity of 861

Performance, Unsatisfactory

- Arbitration Award 83

Personality Conflict

- Arbitration Award 89

Personnel Adminstration

- Federal Reg. 747

Personnel Committee

- PERB Decision 398

Personnel Files

- Arbitration Award 623

- Court Cases 200, 720

- Duplicity of 865

Personnel Policies

- Contracts 692

Personnel Relations

- During a Strike 404

Point Park College

- Bargaining Unit 821

- NLRB Decisions 821

Portland Community College

- Agents 55, 603

- Collective Bargaining 55, 603

Post, C.M (of L.I. Univ.)

- Agents 615

- Contracts 689, 690

- Strikes 468

Preferential Treatment

- Affirmative Action 35

Prepaid Legal Services 405-7

Preparations, Class

- Contracts, Contents of 560

Productivity 408-9, 866-7

- Salaries & 891

Professional Schools

- NLRB Decision 320-1, 817

Promotion .

- Academic Freedom 563

Arbitration Awards 89-90,

208, 628-9

- Fact-Finding Award 637

- Women 542, 549

Public Employment Relations Boards

- See PERB

Public Policy Issues in C.B. 131

Public Sector Labor Relations 263,

410-16, 858-72

- Arbitration Role 413

- Bill of Rights 871

- Court Cases 411

- Court Case Survey 412, 415

- Fact-Finding Role 413

- Financial Exigency 411

- Legislation Proposed 413

- Legislation Survey 412, 415

- Mediation Role 413

- Militancy 416

- Scope of C.B.413

- Strikes 413

- Union Jurisdiction 868

- Union View of Strikes 414

Publications

- AFT 525

- See Bibliographies

- See Directories

- See Indexes

- See Surveys

Publish or Perish

- Film Work 403

- TV Work 403

Puerto Rico

- Retrenchment 425, 436

- U. Puerto Rico 425, 436

Quality of Education

- Effect of C. B. on 129, 164

Quantum of Proof

- Arbitration Procedures 95

Quotas

- Affirmative Action 21, 28, 35, 598

- Tenure 28, 140, 204-5, 490, 494, 499-500, 508, 510, 910-3, 915, 918

923, 925, 929, 931, 934, 936

Raises

- See Salary

Randolph-Macon College

- Agents 328

- NLRB Decisions 328

Rank Placement

- Arbitration Award 77

Reading Area Community College

- Agents 606, 851

- PERB Decisions 606, 851

Reappointment, Certification for

- Arbitration Award 84

Reappointment

- Court Cases 210, 215-6

- See Non Renewal

- See Reinstatement

Recruitment Directory

- Affirmative Action 11

Reduction In Force

- See Retrenchment

Refusal to Bargain

- NLRB Decision 325

Regulations

- See Affirmative Action Reg.

Reinstatement

- Arbitration Award 623

- Court Cases 210, 215-6

- See Non-Renewal

- See Reappointment

Rent Free Apartment

- Court Case 729

Research Assistants

- See Students

Resignation

- Arbitration Award 87

Retaliation

- Court Cases 711, 720

Retirement 124, 417-23, 873-5

- Affirmative Action 875

- Coll. Exemptions in Legis. 364

- Contract Clauses 238

- Court Cases 198

- Early 417, 420-1

- Equal Payments M/F 384

- Federal Legis. 349-80

- Legis. Court Case 355

- See Pension

- Phased 873-4

- Plans/Programs 381-6

- TIAA/CREF Experience 418, 422

- Women's Benefits 545

Retrenchment 140, 419, 424-37,

876-85

- AAUP Censure 877

- Arbitration Award 76

- See Bloomfield Coll.

- Community Coll. 428

- Contracts, Contents of 429

- Court Cases 195, 201-2, 432,

434-5, 437, 713, 715

- Dismissal Law 880

- See Layoffs

- Mid Career Transition 881

- NLRB Decision 324

- See Southern Ill. U.

- Tenure 435, 877-8, 882,

885, 914, 920-2

- Training 881

Retroactive Salary 449

- See Back Pay

Fact-Finding Award 637

Reverse Discrimination

- Court Cases 211, 213-4,

See De Funis

Rhode Island

- Arbitration Awards 88-90

- C.B. Election for Admin. 72

- Contracts 699

- Legislation 792

- PERB Decisions 854-5

- Rhode Island Coll. 699

- Rhode Island Jr. Coll. 854

- U. of Rhode Island 72,

88-90, 855

Rhode Island College

- Contracts 699

- Salaries 699

Rhode Island Junior College

- Bargaining Unit 854

- PERB Decisions 854

Ricker College

- Agents 59

- Elections 811

- NLRB Decisions 811

Rider College

- Agents 608

- Strikes 458, 459, 460, 466, 467,

469, 470, 471, 472

Rights & Responsibilities

- See Faculty

- See Governance

- See Management

- See Students

Robert Morris College

- Agents 59

Rockland Community College

Arbitration Award 631

- Salaries 631

Rolling Contracts

- Re Tenure 493, 496

Rutgers Univ.

- Affirmative Action 37, 44

- Budgets 714, 750

- Collective Bargaining 127

- Contracts 681

- Court Cases 714, 717

- Graduate Assistants 681

- PERB Decisions 835

- Salaries 44, 450

- Workload 717

Sabbatical Leaves 438, 886-7

- Contract 887

- - Court Cases 887

- See Fring Benefits

- See Leaves of Absence

36

St. Eduard's Univ.

- Retrenchment 882, 885

Salaries 439-56, 888-97

- Administrators 446-7, 455

- Affirmative Action 894, 947

- Arbitration Awards 77, 80-1,

87, 624, 626, 631-2, 634

- Average Monthly 744

- See Back Pay

- California 183-9, 705

- C.B. Effect on 645, 989

- Compared to Cost of Living

442, 445, 451

- Computing 624, 723

- Contracts 691, 696-7,

699, 701

- Cost of Living 442, 445,

451, 892-3

- Court Cases 705, 712, 723

- Differentials 81, 624

- Discrimination 441, 450, 456

- Domino Effect 645, 989

- Fact-Finding Awards 91, 637, 639

- Increments 91, 637, 639, 691,

696-7, 699, 701

- Inequities 712, 754, 894

See Back Pay

- Librarians 439

- Manuals 896

- Minimum Wage 448, 453

- Per Diem 632

- Productivity 891

- Retroactive Incresases 449, 637

- Schedules 653

- Statewide 744

- Step 77, 631, 634

- Students 475-6, 670, 907

- Surveys 440, 446-7, 452,

454, 890

- Wage Price Freeze 897

- Women 441, 450, 456, 546

San Francisco State Univ.

- Faculty Rights 759, 760

San Jose State Univ.

- Court Cases 958, 966

- Double Jeapardy 505

- Tenure 505

- Women 958, 966

Sauk Valley College

- Arbitration Awards 77

- Salaries 77

Savings Clause

- Legilsation 457

Scope of C.B. 227, 413

- Canada 168

Scope of C.B. (Cont.)

- Court Cases 203-5

- Legislation 297, 457, 787

- Limits on 457

- Statutory Provisions 457

- Surveys 457

Scope of Legislation 131

Search Committees 250, 575

Senates, Faculty 248, 657, 764

Seniority

- Layoffs & Affirmative Action 13

Service Fees 50, 157

- Check-Off 511

- Contracts, Contents of 511

- Legislation 302, 512

- PERB Decisions 387

Sex Discrimination

- See Affirmative Action

- See Allithative Action

- See Discrimination

- See Women

Shoreline Community College

- Agents 55

Slippery Rock State College

- Affirmative Action 554, 727

- Court Cases 727

Women 554

South Carolina

- Coker College 59, 822

- NLRB Decision 822

Southeastern Massachusetts University

- Collective Bargaining 665, 667

- Students 665, 667

Southern Illinois University

- Retrenchment 424, 426, 432,

433, 434, 878

Southern Maine Vocational Institute

- Court Cases 709

- Dismissal 709

Southern Oregon College

- Agents 601

- Collective Bargaining 601

Southwestern Michigan College

- Agents 601

Collective Bargaining 163

Spielberg Policy

- See NLRB - Deferral to Arbitration

Stanford University

- Graduate Assistants 810

- NLRB Decisions 810

- Performance Evaluation 862

State University of New York

- See SUNY

Statistics

- See Surveys

- Women 546, 555, 557

Statues

- See Legislation

Strikes 59, 72, 458-74, 787, 898-906

- Anti Strike Plans 906

- Canada 168

- Impact of 134

- Legal Limits to 295-6, 464

- Legalized 783, 792, 898-901

- Lockout 463

- Militancy 472

- Personnel Policy During 404

- Right to See Legal, Legalized above

- Role in Calif. 413

- Students 459, 670

- Surveys 902

- Union View 414

Students

- At C.B. Table 664-5, 667, 669

- C.B. 479, 620, 662-70, 810,

818, 990-2

- C.B. Elections 62, 71, 73

- Contracts 663, 681

- Court Cases 482, 717

- Effect of C.B. on 668

- Employment 475-6, 907

- Faculty Ratio 717

- Fees for Lawyer 794, 909

- Governance 162, 246, 248, 481,

773-5

- Implication of C.B. on 130,162,164

- Minimum Wage 475

- Movement 477

- NLRB Decisions 319, 810, 818

- See Open Admissions

- PERB Decisions 398, 832, 839

- Personnel Administrators 130, 162

- Power 481

- Profile of 478, 480

- Protest 218

- Research Assistants 319

- Rights 908-9

- Salaries 475-6, 670, 907

- Senates 248

- Strike Protest 459

- Strikes 670

- Teaching Assistants 620

- Unions 663

Substitute's Right to Transfer

- Arbitration Award 622

Summer Class Cancellation

- Arbitration Award 633

Sunshine C.B. Law 295-6

S.U.N.Y

- Agents 86

- Albany Campus 86

- Arbitration Awards 86

- Bargaining Unity 400, 842

- Collective Bargaining 136, 939.

- Contracts 700

- Faculty Rights 86, 700

- Open Admissions 346-7

- PERB Decisions 400, 842

- Strikes 473

- Tenure 501

- Unions 136, 939

Supervisory Employees

- Court Cases 179

- NLRB Decision 315-7

Surveys

- Agents 610, 617, 695

- Contracts 695

- Contents of Contracts 172-3, 175

- Legislation Re C.B. 113, 131, 227,

264, 291-4, 302, 457, 512

- Legislation - State 787, 789

- Number of Faculty 235, 744

- Pension Plans 826

- Salaries 235, 440, 446-7, 452,

454, 890

- Strikes 902

- Women 546, 555, 557

Suspension

- Arbitration Award 635

Syracuse University

- Agents 54

- Collective Bargaining 817

- Law School 817

- NLRB Decisions 817

Teaching Assistants

See Students

Teaching Load

- See Workload

Technical Colleges

- See Community Colleges

Television 483-88

- Publish or Perish 403

Temple University

- Affirmative Action 211

- Court Cases 211

- Reverse Bias 211

Temporary Substitute's Rights

- Arbitration Award 622

Tennessee

- Court Cases 729

- Fisk University 729

Tenure - States

- California 504-5, 932, 937

- Florida 916

- Hawaii 680, 927, 933

- Massachusetts 493, 496

- New Jersey 508 and Bloomfield Coll.

- New York 501, 924, 929-31, 935

- Texas 509, 730

- Virginia 917

- Wisconsin 216, 509, 738, 928

Tenure 489-510, 910-37

- See Academic Freedom

- Administrators 501

- Affirmative Action 497, 503

- Affirmative Action Quotas 28

- Arbitration Awards 83, 623

- Carnegie Council on 124

- Changes in 655

- C.B. and 152

- Contracts 680, 690, 700, 927, 933

- Court Cases 181, 193, 195, 201-2, 204-5, 215, 432, 434-5, 437, 502,

509, 713, 715-6, 724-5, 730

Fact-Finding Award 91

- Federal Subsidies 919

- Cuidelines 716

- Non-Renewal 916, 928, 930

- Non-Teaching Professionals 501

- Quotas 140, 204-5, 490, 494, 499-500, 508, 510, 910-3, 915, 918, 923, 925, 929, 931, 934,

936

- Renewable Contract 917, 924, 935

- Retrenchment 877-8, 882, 885, 914,

920-2, See Retrenchment

- Rolling Contracts 493, 496

- Sex Discrimination 754

- Single Campus Limit 937

- Union Views 495

- Women 928, 930

Termination, Voluntary

- Arbitration Award 75

Texas

- Court Cases 509, 730

Governance 243-4

- Perry 509, 730

- Retrenchment 882, 885

- St. Edwards U. 882, 885

- Sinderman 509, 730

- Tenure 509, 730

- U. of Texas 243-4

Textron Inc.

- NLRB Decision 179, 315-7

Time Schedules

- Impasse Resolution 264

Timeliness

- Arbitration Awards 80-1, 625

Training

- Affirmative Action 40

- Union Members 526

Transfer, Involuntary

- Arbitration Award 88

Transfer of Substitute, Right to

- Arbitration Award 622

Trocaire College

- Agents 70

- Elections 816

- NLRB Decisions 816

Trustees 938

- Academic Freedom 3

- Lay Members 246, 251

- Legislative Authority 457

- Liability of 777

- Research on 8

- Search Committees 250

- Training of 253

Tufts Univ.

- Affirmative Action 197

- Court Cases 197

Unfair Practices

- Court Case 196

- Legislation 297, 301

Unilateral Action

- Contracts 686-7

- Court Cases 716-7

Union College

- Agents 70

Union Dues 50, 157

- Check-off 511

- Contracts, Contents of 511

- Legislation 302, 512

- PERB Decision 387

- See Unions

Union Security 655

- Contracts 511

- Legislation 457, 512, 788

Unions 513-36, 939-43

- Activity 165, 658

- Affirmative Action 17

- AFT Membership 521

- Agency Shop 50, 157

- Causes for Unionization 148, 160

- Educating Members 526

- Florida 516, 518-9

- Mergers 515-6, 518-9, 523-4,

536, 803-7

- Prepaid Legal Services 405-7

- Publications AFT 525

- Radicals in 167

- Service Fees 50, 157

Unions (cont.) - See Students - SUNY 939 - Tenure, Views on 495 - To join or Not 144 - Training Members 526 - Union Shop 512, See Agency Shop - View of Strikes 414 - Women Members 551 Unit Determinations - See Bargaining Units - Court Cases 199, 719 - Expanded Unit 827, 849 Legislation 113, 131, 297, 301 - NLRB 893 - NLRB Decisions 318-23, 326, 810-14, 816-23 - NLRB Survey of 312, 314, 983 PERB Decisions 199, 391-3. 397, 399, 400, 719, 828-31, 834, 836-7, 838-43, 845-6, 848-9, 852-5, 858 -Separate Units 831, 837 - Single Units 842, 852 U. S. Naval Academy - Annapolis - Women 951, 956, 971 Univ. of Alabama - Collective Bargaining 135 Univ. of Alaska - Agents 72 Univ. of Arizona - Administrators 589 Univ. of Bridgeport - Contracts 692 Univ. of California - Academic Freedom 704 - Affirmative Action 504, 597, 952 - Arbitration Awards 75 - Berkeley Campus 504, 932, 952 - Collective Bargaining 129, 137, 138 - Court Cases 704 - Master Plan 764

Univ. of Bridgeport

- Contracts 692
Univ. of California

- Academic Freedom 704

- Affirmative Action 504, 597, 952

- Arbitration Awards 75

- Berkeley Campus 504, 932, 952

- Collective Bargaining 129, 137, 13

- Court Cases 704

- Master Plan 764

- Students 129, 764

- Tenure 932, 937, 504

- Termination 75

- Women 952
Univ. of California - Berkeley

- Affirmative Action 504, 952

- Federal Funds 504

- Tenure 504, 932

- Women 952
Univ. of California - Riverside

- Retrenchment 885

Univ. of Chicago - Agents 59 - Court Cases 194 Employment Agency 194 - Non-Faculty 59 Univ. of Cincinnati Agents 57 Univ. of Colorado Administrators 589 - Affirmative Action 589 - Agents 56 - Collective Bargaining 132, 670 - Library Workers 670 - Salaries 670 Univ. of Connecticut - Court Cases 181 - Grading 181 - Tenure 181 Univ. of Delaware - Contracts 701 - Salaries 701 Univ. of Detroit - Agents 54, 61 Univ. of Dubuque - Court Cases 195 - Tenure 195 Univ. of Florida - Court Cases 193 - Tenure 193, 916 Univ. of Hawaii - Agents 52, 53, 70, 607 - Contracts 674, 677, 680, 682, 933 - Contract Procedures 387 - PERB Decisions 387 - Tenure 680, 927, 933 Univ. of Maryland - Affirmative Action 196 - Court Cases 196 Univ. of Massachusetts - Agents 609, 615, 618 Univ. of Miami - Bargaining Unit 320, 321 - NLRB Decisions 320, 321 Univ. of Michigan

Academic Freedom 570, 711
Affirmative Action 38, 62

- Agents 71, 73, 603, 620

- Collective Bargaining 71, 73, 603

- Teaching Assistants 71, 73, 620

Agents 620Bargaining Unit 832

- Students 71

Univ. of Minnesota

- Court Cases 711

K. xxvi

Univ. of Minnesota (cont.)

- PERB Decisions 832

- Teaching Assistants 62, 620

Univ. of Nebraska

- Court Cases 712

- Salaries 712

- Women 712

Univ. of New Hampshire

Affirmative Action 585

Univ. of New Mexico

- Affirmative Action 200, 720

- Court Cases 200, 720

Univ. of Oregon

- Agents 603

- Arbitration Procedures 102, 106

Collective Bargaining 603

Univ. of Pittsburgh

- Affirmative Action 580, 591

- Bargaining Unit 852

- EEOC 580, 591

- PERB Decisions 852

Univ. of Puerto Rico

- Retrenchment 436

Univ. of Rhode Island

- Administrators 72, 88, 89, 90

- Arbitrability Waiver 88

- Bargaining Unit 855

- Contract Violation 90

- Elections 72

- PERB Decisions 855

- Promotion 89

Univ. of San Francisco

- Agents 615

- Law School 615

Univ. of Scranton

- Agents 70

- Bargaining Unit 326, 327

- NLRB Decisions 326, 327

Univ. of Southern California

- Administrators 589

- Affirmative Action 589

Univ. of Texas

- Governance 243, 244, 255

Univ. of Toledo

- Agents 56

Univ. of Vermont

- Agents 612

- Court Cases 212

- Faculty Rights 212

Univ. of Washington

- Affirmative Action 14, 36, 41,

213, 214, 584, 590, 732, 733,

734, 735, 736

- Court Cases 213, 214

- Federal Contracts 14, 36, 41,

584, 590

Univ. of Washington (cont.)

- Reverse Bias 213, 214, 732,

733, 734, 735, 736

Univ. of Wisconsin

- See Wisconsin State Univ.

Unsatisfactory Performance

- Arbitration Award 83

Vacation Pay

- Arbitration Award 87

Vassar College

- Renewable Contracts 924, 935

- Tenure 924, 935

Vermont

- C.B. Dispute 612

- C.B. Election 621

- Court Cases 212

- PERB Decision 856

- Unionization Drive 535

- U. of Vermont 212, 612

- Vermont State Coll. 612, 621, 856

Vermont State Colleges

- Agents 612, 621

- Bargaining Unit 856

- PERB Decisions 856

Villanova Univ.

- Agents 54, 609, 615

Virginia

- C.B. Election 65, 72

- Court Cases 731, 948, 963, 974

- Marymount Coll. 65, 72, 823

- NLRB Decisions 328, 823

- Randolph-Macon Coll. 328

- Tenure 917

- Union Merger 536

- Virginia St. Coll. & Univ. 948,

963, 974

- Women 948, 963, 974.

Virginia State Collège

- Court Cases 948

- Women 948

Voluntary Recognition of Unit

- Private Sector 327

- Public Sector 132

Voluntary Termination

- Arbitration Award 75

Voting Patterns in C.B. 143, 147

Wage Price Fréeze

- Court Cases (Calif.) 183-9, 705

- Salaries 897

Wages

- See Salary



Washington

- Affirmative Action 14, 36, 41, 584, 590

- C.B. Election 55

- Court Cases 29, 213-5, 732-6

- De Funis 29, 213-4, 732-6

- Green River C.C. 460-1, 474

- Impasse Procedures 226

- Legislation 793

- Seattle C.C. 474

- Shoreline C.C. 55

- Strikes 460-1, 474

- U. of Wash. 14, 29, 36, 41,

213-4, 585, 590, 732-6

- Whitman Coll. 215

Washington, D. C.

- Howard U. 329, 824

- NLRB Decisions 329, 824

Washtenaw Community College

- Arbitration Awards 79

- Court Cases 198

- Part-Time Employees 79

- Retirement 198

Wayne County Community College

- Arbitration Awards 80, 625

- Non-Reappointment 625

- Salaries 80

- Strikes 72

Wayne State Univ.

- Contracts 691

- Cost-of-Living 691

Wentworth College of Technology

- Bargaining Unit 325

- NLRB Decision 325

West Virginia

- Legislation re Student Fees 794, 909

- Marshall U. 954

- West Virginia U. 909

- Women 954

West Virginia Univ.

- Legislation 794

- Students 794, 909

Westchester Community College

- Bargaining Unit 841

- Contracts 697

- PERB Decisions 841

Westmoreland Cty. Comm. College

- Bargaining Unit 853

- PERB Decisions 853

Whitman College

- Court Cases 215

- Tenure 215

Williamsport Area Cty. College

- Bargaining Unit 850

- PERB Decisions 850

Wisconsin

- Admin. Salaries 455

- Anti Strike Plans 906

- Arbitration Awards 633-5

- Arbitration/Fact-Finding

Awards 639

- Blackhawk Tech. Inst. 639

- Court Cases 216, 509, 737-8

- Eau Claire Tech. Inst. 633

- Lakeshore Tech. Inst. 634

- Legislation 293, 872

- Maternity Leave 797

- Milwaukee Area Tech. Coll.

635, 857-8

- PERB Decisions 857-8

- Retrenchment 885

- Roth Case 216, 509, 738

- Strike Prevention 906

- Tenure 928 also Roth Case

- Union Merger 803

- U. of Wisc. 737, 885, 928

- Wisc. St. U. 216, 509, 738

Wisconsin State Univ.

- Court Cases 216, 509, 737, 738

- Retrenchment 885

- Salaries 452

- Tenure 216, 509, 738, 928

Women 135, 537-58, 944-74

- Administration 540

- Affirmative Action 542-45, 952, 961

- Back Pay 441, 450

- Bibliographies 550

- Court Cases 37, 44, 177, 707, 712

721-2, 724-5, 727-9, 731, 737, 945,

948, 958, 963, 974

- Day Care 542, 545

- Discrimination 441, 450, 456,

754-5, 948, 955, See Court Cases

Above

- Discriminatory Pension Law 355

- EEOC Guidelines 541, 543, 547, 953

- Legilslation Proposed 545

- See Maternity Leave

- Minimum Wage 545

- Pension Benefits 545

- Promotion 542, 549

- Regulations Enforced 946, 955

- Salary 37, 44, 177, 441, 450,

456, 546

- Salary Enforcement 947

Women (cont.)

- Statistics on 546, 555, 557
- Tenure 754, 928, 930
- Unemployed 960
- Union Membership 551

Wood Chopping Clause

- Contract 693

Workload 559-61, 975-8

- Cheating on 977
- Class Size 560
- Contracts, Contents of 560
- Court Case 717
- CUNY 976, 978
- Measuring 975
- Office Hours 560
- Preparations 560
- Teaching Hour Alternative 975

Work Restrictions

- Court Cases 718

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Carnegie Commission on Higher Education study entitled "Leadership and Ambiguity: The American College President."

ADMINISTRATION - NO UNION POSITION PAPERS

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October to December, 1973. 47 pp. (Available from this Center.)

AFFIRMATIVE ACTION

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 Directory: Human Resources in Higher Education.

 Western Interstate Commission for Higher Education,
 P.O. Drawer P, Boulder, Colo. 80302, \$5.00.

 Aimed at assisting institutions of higher
 education in identifying members of minority groups
 and women interested in pursuing careers of teaching
 or administration in higher education.
- Affirmative Action Guidebook. EEOC, P.O. Box 1612,
 Springfield, Va. 20402; free in limited quantities.
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 8(37): 9, July 8, 1974.
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 House hearings look into proposed plan.
- "Equal Opportunity for Women Conference." News and Background Information, 85-LRR-171 to 173.

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 Book, Co., Ave. of the Americas, New York 10020,
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1974-GERR-554:2, B-11 to B-12.

Teachers and other public employees tell why
they are fighting union membership or agency shop
service fees in court actions around country.

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- "AAUP Defeats AFT In Rerun Vote at Eastern Michigan
 University." 1974-GERR-548: B-20 to B-21.

 Controversy surrounds MERC, the bargaining
 unit description and court of appeals outline of
 MERC's responsibilities in such an election dispute.
- "AAUP-NEA Coalition Replaces AFT as Bargaining Agent for Hawaii Faculty." 1974-GERR-579: B-11 to B-14.
- "AAUP-NEA Coalition Wins 47 Percent of (U. of) Hawaii Faculty Vote." Chronicle of Higher Educ., 8(26): 1, April 1, 1974.

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- "AAUP Wins 2 Elections; AFT, One." Chronicle of Higher Educ., 8(27):6, April 8, 1974.

 AAUP defeats AFT at Eastern Michigan and Fairleigh Dickinson Universities. AFT wins election at New England College a private four-year institution in New Hampshire. New York, Syracuse, and Villanova Universities and at the University of Detroit defeat AAUP and reject collective bargaining.
- "AFT Defeats NEA Twice in Pacific Northwest." <u>Chronicle of Higher Educ.</u>, 8(36): 2, June 24, 1974.

 Portland Community College in Oregon and Shoreline Community College in Seattle elect AFT agents.
- "Campus Notes." Chronicle of Higher Educ., 9(14): 2,
 December 23, 1974.

 Faculty members at the University of Colorado
 have voted in favor of collective bargaining,
 while professors at the University of Toledo (Ohio)
 have rejected it. Neither Colorado nor Ohio has
 public-employee bargaining laws, so both elections
 were held under rules established by the universities'
 governing boards.
- "Campus Notes." Chronicle of Higher Educ., 9(9): 2,
 November 18, 1974.

 Faculty members at the University of Cincinnati
 have chosen the AAUP as their bargaining agent.
- "Campus Notes." <u>Chronicle of Higher Educ.</u>, 9(8): 2, November 11, 1974. Faculty members at the University of Miami have rejected collective bargaining.
- "Campus Notes." Chronicle of Higher Educ., 9(4): 2,
 October 15, 1974.

 Coker College Faculty (S.C.) withdraws bargaining
 petition; the faculty of Robert Morris College (Penn.)
 selected the AFT as its agent; Faculty at Ricker
 College (Me.) rejected the AFT; strikes settled by
 campus workers have been settled at MIT and at the
 University of Chicago. Both actions concerned
 wage increases.
- *Dean Junior College (Mass.) turns down bargaining 33 to 18.*

 NLRB Case No. 1-RC-13144. NLRB Election Report,

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- "1800 Univ. of Minn. Grad. Assistants to Vote if They Wish to be Represented by the Univ. of Minn. Federation of Teachers." <u>Higher Educ. and National Affairs</u>, 23(9): 7, March 1, 1974.
- Fairleigh Dickinson University votes for AAUP agent in unit of 447. NLRB Case No. 22-RC-05310. NLRB Election Report, ER-149: 35, Jul. 22, 1974.
- Grahm Junior College, Mass. chooses AFT unit of 32.

 NLRB Case No. 1-RC-13135. NLRB Election Report,

 ER-149: 18, July 22, 1974.
- Marymount College of Virginia votes for an Independent agent in a unit of 35. NLRB Case No. 5-RC-08944.

 NLRB Election Report, ER-153: 34, January 9, 1975.
- Mercy College, New York. Election results in dispute. NLRB Decision covering 42 votes for; against 41, Case No. 2-RC-16181. NLRB Election Report, ER-153: 34, January 9, 1975.
- New England College (New Hampshire) votes for bargaining in AFT unit of 94. NLRB Case No. 1-RC-13107.

 NLRB Election Report, ER-148: 18, June 11, 1974.
- New York University Law School votes for Independent agent in unit of 76. NLRB Case No. 2-RC-15757.

 NLRB Election Report, ER-149: 30, July 22, 1974.
- New York University turns down bargaining 507 to 404.
 NLRB Case No. 2-RC-15719. NLRB Election Report,
 ER-146: 18, May 9, 1974.
- Semas, P. W. "Recent Collective-Bargaining Actions." 70 Chronicle of Higher Educ., 9(7): 3, November 4, 1974. The Univ. of Hawaii voted to replace the AFT with a group affiliated with both the AAUP and NEA; the faculty of Kansas State College selected the NEA as its agent; the AAUP was named the bargaining agent for Union College (N.J.); faculty members and librarians at Cooper Union (N.Y.C.) voted to be represented by the merged New York AFT-NEA; Univ. of Scranton faculty chose an independent organization which had already negotiated two contracts for the faculty but had never been officially certified by the NLRB; the faculty of the Grand Valley State Colleges (Mich.) rejected collective bargaining; an election at Trocaire College (N.Y.) a two-year Catholic institution remains in doubt.



AGENTS (Cont.)

- "Teaching Assistants Vote to Unionize at Univ. of
 Michigan." Chronicle of Higher Educ., 8(30):
 2, April 29, 1974.
 Grahm Jr. Coll. in Mass. selects AFT, while
 TA's at Mich. voted for independent union.
- "Unions-Campus bargaining elections and strike actions."

 Chronicle of Higher Educ., 9(2): 2, Sept. 30, 1974.

 "Middle Management" administrators at the Univ.

 of Rhode Island have voted to unionize; Faculty
 members at the Univ. of Alaska selected the AFT
 as their agent; the NEA won an election at three
 campuses of the Delaware Technical and Community
 College system; the faculty of Marymount College
 of Virginia, a two-year Catholic institution voted
 to be represented by an independent agent; about
 800 non-faculty were on strike last week at MIT;
 faculty members struck Wayne County Community
 College in Michigan for four days before an agreement
 was reached.
- "U. of Mich. Teaching Assistants vote 807 to 425 to Unionize." 1974-GERR-550: B-20.

 T.A's at Ann Arbor select the Graduate Employees Organization as their exclusive agent. Major demands of the union are reported to be waiver of tuition, cost-of-living increases in their stipend, and limit on class size.
- "Where College Faculties Have Chosen Or Rejected Collective
 Bargaining Agents." Chronicle of Higher Educ.,
 8(35): 24, June 10, 1974.

 Extensive fact-file compiled by various
 organizations involved in collective bargaining and
 higher education.

ARBITRATION AWARDS

Awards listed in <u>Arbitration in the Schools</u> or with an AAA Case No. may be obtained for 30% per page from American Arbitration Association, 140 West 51st Street, N.Y., N.Y. 10020.

ARBITRATION AWARDS - CALIFORNIA

University of California, R. S. Montes vs.

1974-GERR-577: C-1.

Arbitrator denies grievance of counselor who wanted job back after terminating in order to return to school on full-time basis. (June 15, 1974.)



ARBITRATION AWARDS - COLORADO

76 Loretto Heights College and Faculty Association.

Retrenchment (Lay-off) without faculty participation in the decision was not a violation of the contract, although there had been a type of past-practice of faculty making recommendations concerning reduction in force. (August 15, 1974.)

Arbitration in the Schools, 59:5, Jan. 1, 1975.

AAA Case No. 59-11, 20 pp.

ARBITRATION AWARDS - ILLINOIS

77 Sauk Valley (Ill.) College Board of Trustees and FAculty Association.

The College was not obligated to change the salary step and placement and the rank of a faculty member notwithstanding that the grievant presented evidence that the number of years of his professional experience had been incorrectly recorded when he was hired in 1970. (May 22, 1974.)

Arbitration in the Schools, 56:7, Oct. 1, 1974.

AAA Case No. 56-JM-16, 12 pp.

ARBITRATION AWARDS - MICHIGAN

78 Ferris State College and Faculty Association.

The policy set forth in an executive memorandum which required that faculty members must obtain permission before accepting outside employment was considered reasonable in light of contractual language which gave the college the authority to adopt "reasonable policies" that were in agreement with state and federal laws. (November 2, 1974.)

Arbitration in the Schools, 60:8, Feb. 1, 1975.

AAA Case No. 60-21, 11 pp.

79 Washtenaw Community College Board of Trustees and Education Association.

The Board did not violate the contract when it assigned part-time employees to register students over the telephone instead of using full-time counselors. (July 10, 1974.)

Arbitration in the Schools, 58:4, Dec. 1, 1974.

AAA Case No. 58-W-6, 7 pp.

80 Wayne County Community College Board of Trustees and Federation of Teachers.

A grievance pertaining to the work year and proper pay for guidance counselors was arbitrable, even though the college had orally protested the timeliness of the grievance when it was filed. The arbitrator found that the timeliness was a "jurisdictional defect" which required any objections to be made in writing or be deemed waived. (January 15, 1974.)

Arbitration in the Schools, 52:4, June 1, 1974.

AAA Case No. 52-AF-5, 13 pp.



ARBITRATION AWARDS - NEW JERSEY

81 Middlesex County College and American Federation of Teachers.

Although the grievant waited over three years before filing a grievance alleging that the college violated the contract by hiring a new professor at a salary higher than she was receiving, the issue was not barred by laches as the college had claimed. (May 10, 1974.)

Arbitration in the Schools, 56:5, Oct. 1, 1974.

AAA Case No. 56-AJ-9, 8 pp.

ARBITRATION AWARDS - NEW YORK

- CUNY. Index, Digest and Tables of Arbitration and Court

 Cases Arising Under Collective Agreements Covering

 Instructional Staff. Vol. 1, 1974. Cases from
 September 1, 1969 through January 31, 1974. \$30.00
 to full subscribers; \$50.00 to others. Available
 from this Center.
- 83 CUNY Board of Higher Education and PSC.

 Non-reappointment of certified lecturer for unsatisfactory performance Right to due process procedure
 in non-reappointment Certification equated with
 tenure status. (July 29, 1974.)

 Arbitration in the Schools, 57:6, Nov. 1, 1974.

 AAA Case No. 57-D-11, 28 pp.
- CONCERNS arbitrability-procedure for reappointment of lecturers and certification process for lecturers' reappointment. (June 12, 1974.)

 Arbitration in the Schools, 56:3, Oct. 1, 1974.

 AAA Case No. 56-AD-2, 7 pp.
- Hudson Valley Community College and Faculty Association.

 College faculty advised to accept coverage assignments of absent instructors. (February 21, 1974.)

 Arbitration in the Schools, 54:4, Aug. 1, 1974.

 AAA Case No. 54-K-4, 8 pp.
- 86 SUNY Albany Campus
 "UUP (United Univ. Professions) Regains Faculty
 Rights at SUNY Albany Campus."
 15(28): 30, March 17, 1974.

 Just prior to arbitration, N.Y.S. agrees to restore faculty parking rights.



ARBITRATION AWARDS - PENNSYLVANIA

Vacation pay received deducted from final pay check upon resignation. (Feb. 28, 1974.)

Arbitration in the Schools, 52:6, June 1, 1974.

AAA Case No. 52-F-10, 5 pp.

ARBITRATION AWARDS - RHODE ISLAND

- Univ. of Rhode Island and AAUP.

 Arbitrability-waiver of contractual bar to arbitration
 Involuntary assignment of University professor to

 teach at Extension Division. (Feb. 26, 1974.)

 Arbitration in the Schools, 53:5, July 1, 1974.

 AAA Case No. 53-AW-9, 9 pp.
- Promotion of associate professor to full professor.
 The negative peer evaluation was held to be of little merit by all parties where the chairman acknowledged the existence of interpersonal difficulties in the grievant's department. (August 16, 1974.)
 Arbitration in the Schools, 59:6, Jan. 1, 1975.

 AAA Case No. 59-15, 21 pp.
- Denial of promotion from assistant to associate professor by Acting President did not violate contract where the agreement gave the President the authority to act upon recommendations for promotion and where the contract did not grant automatic promotion.

 (Sept. 4, 1974.)

 Arbitration in the Schools, 59:7, Jan. 1, 1975.

 AAA Case No. 59-16, 9 pp.

ARBITRATION/FACT-FINDING AWARDS - NEW YORK

Finger Lakes Community College and Faculty Association.

Recommends faculty enter into a 2-year contract with 8.4% increase each year; grant a five-year continuing appointment after probationary period. (Oct. 30, 1974.)

Arbitration in the Schools, 60:5, Feb. 1, 1975.

AAA Case No. 60-10, 14 pp.

ARBITRATION PROCEDURES

92 "Approval of NLRB's Collyer Doctrine." <u>Labor Relations</u>
Reporter, Summary of Developments, 85(17): 1
March 4, 1974.

A second Court of Appeals approves the NLRB's Collyer Doctrine which grants an opportunity to settle through arbitration machinery a dispute that is cognizable under a contract.

- 93 "Arbitration and Race Or Sex Discrimination." News and Background Information, 86-LRR-27 to 34.

 U.S. Supreme Court ruling said to indicate need for restructuring of grievance-arbitration process.
- "Arbitration Reports Experiments to Cut Hearing Time and Cost." 1974-GERR-557: 2, B-1 to B-6.

 Mighigan arbitrator reports on recent experiments to minimize incidence of grievance arbitrations and reduce time-cost factor, including pre-hearing joint stipulations, "speaker-phone" hearings which cut travel and lodging costs, and scheduling several hearings in same locale on same day at reduced fees. He suggests AAA, FMCS, and state public employment relations agencies could arrange scheduling and service functioning on such programs.
- 95 Benewitz, M. C. "Discharge, Arbitration and the Quantum of Proof." Arbitration Journal, 28(2): 95-104, June, 1973.
- Benewitz, M. C. "A Modest Proposal for Improving College Arbitration." <u>Arbitration Journal</u>, 29(1): 43-49, March, 1974.
- Brennan, Peter J. and Eugene F. Berrodin. "Compulsory Arbitration: A Dialogue." Public Personnel Management, 3(2): 100-103, March-April, 1974.

 Excerpts from letters, concerns a workable definition of the term.
- "Checklists on Mediation, Fact-Finding and Arbitration, and Preparation for Bargaining." 1974-GERR-577: G-1 to G-2.

Checklists were included as part of a discussion paper on "Preparation for and Participation in Mediation, Fact-Finding, and Contract Arbitration" presented at the International Personnel Management Association annual conference.



ARBITRATION PROCEDURES (Cont.)

- 99 Gross, J. A. <u>The Labor Arbitrator's Role: Tradition and Change.</u> N.Y.S. School of Industrial and Labor Relations, Cornell Univ., Reprint No. 299. 13 pp.
- "Increased Use of Arbitration for State Employees Commended."

 1974-GERR-550; B-19.

 AAA agents are finding an increased interest in expedited grievance arbitration among organizations representing state employees.
- "The Issue of Arbitrability Authority of Courts to
 Determine Issue." 1974 Labor Relations Expiditer 23 to 24 (LR and LA Q4.09). Part of the LRRM
 publication from BNA.
 Exploration of legal concept of arbitrability.
- Long, G. and P. Feuille. "Final Offer Arbitration: Sudden Death of Eugene." <u>Industrial and Labor Relations Review</u>, January 1974. Published by Cornell Univ., ILR School, Ithaca, N.Y. 14850. Full text of article published in 1974-<u>GERR-547</u>: E-1 to 15.
- "Maine's Uniform Arbitration Act Governs Grievances."

 1974-GERR-573; B-2 to B-5.

 The state legislature intended that grievance arbitrations for public employees be handled under uniform Arbitration Act, which also covers private employees, rules Maine Supreme Court. It finds procedures under Municipal Public Employee Labor Relations Act limited to impasse arbitration, and thus upholds order for reinstatement of dismissed teacher. (Total quote.)
- Mintz, Bernard and Allan Golden. "Faculty Collective Bargaining and the Arbitral Process." <u>Journal of Coll. and Univ. Personnel Assoc.</u>, 25(8), July-August, 1974.

The emergence of faculty collective bargaining in colleges and universities has brought the industrial process of arbitration into the academic arena. This article examines one institution's experience with this process.

"Modification of Collyer Guidelines." <u>Labor Relations</u>
Reporter, News and Background Information Section,
85-LRR-65 to 67.

NLRB General Counsel modifies guidelines for deferral to arbitration in cases of refusal to furnish information.



ARBITRATION PROCEDURES (Cont.)

- "More Use of Final Offer Arbitration Urged on Basis of
 Successful Use in Eugene, Oregon." 1974-GERR-547,
 2, B-6 to 7, Text E-1 to 15.
- 107 Murphy, Michael A. and Michael A. Sterlacci. "A Review of the National Labor Relations Board's Deferral Policy."

 Fordham Law Review, 42(2), December, 1973.
- "NAA Panel Considers Public Sector Interest Arbitration,
 Bargaining Scope." 1974-GERR-553: 2, B-14 to B-16.
 Interest arbitration of bargaining dispute has
 arrived as "respectable option to the strike route,"
 A. Anderson tells public sector panel session of NAA.
- "Study of Influences in Successful Arbitration." News and Background Information, 86-LRR-151 to 154.

 Seven factors examined as to effect on management or union awards.
- Teple, E. R. "Deferral to Arbitration: Implications to NLRB Policy." <u>Arbitration Journal</u>, 29(2): 65-97, June, 1974.
- Yaffee, B. and H. Goldblatt. Factfinding in Public

 Employment Disputes in New York State: More Promise
 than Illusion. N.Y. S. School of ILR, Cornell
 University. ILR Paperback No. 10, June 1971.
 132 pp. \$2.50.

BARGAINING UNITS

limitations.

- "Advisory Commission to Michigan CSC Issues Recommendation for 11 Units of State Employees." 1974-GERR-547,
 2, B-12 to 15.
 Public hearings included representatives for employee associations and unions, personnel directors, Michigan State University, etc.
- Ogawa, D. T. and J. M. Najita. Guide to Statutory Provisions
 in Public Sector Coll. Barg.: Unit Determination.
 Ind. Rel. Center, Coll. Bus. Admin., U. of Hawaii,
 1973. \$1.00. 74 pp. (Second Issue 1974. \$2.25.
 91 pp.)
 Summary of statutes through 1972 (1973) on
 appropriate unit in private, federal and state/
 local sectors; covering administering agencies,
 exclusion of employees, separate units and other



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 <u>Collective Bargaining: Other than Faculty Personnel.</u>

 Vol. 1, 1974. \$3.00. Available form this Center.

 Covers some 250 references related to nonfaculty, especially arbitration awards, court
 cases, NLRB decisions and PERB decisions. Keyword
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- Tice, T. N. Resources on Academic Bargaining and
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 George Washington U., Washington, D.C. 20036. 1974.
 Covers some 200 references on public sector
 labor law; coll. barg. and governance in higher
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- Carnegie Commission Expires After Six Years, 21 Reports.
 Higher Educ. Daily, October 10, 1973, p. 1.
- The Carnegie Higher Education Prognosis: Curably Ill. Higher Educ. Daily, Oct. 10, 1973, p. 4.
- The Carnegie Higher Education Prognosis: Curably Ill II. Higher Educ. Daily, October 11, 1973, p.3.
- The Carnegie Higher Education Prognosis: Curably Ill III.

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- Clark Kerr Chides Doomsayers. Higher Educ. Daily, October 15, 1973, p. 1.
- Digest of Reports of the Carnegie Commission on Higher

 Education, A. McGraw-Hill Book Co., 1221 Ave. of

 Americas, New York 10020; \$15.00.

 Summarizes reports and contains index to recommendations and suggested assignments of responsibility for action.
- Hanson, Harold P. Letter to the Editor. Chronicle of Educ., 8(41): 8, Sept. 3, 1974.

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- Magarrell, J. "Power: Its Higher Education's Insiders vs.
 Outsiders, A Study Says." Chronicle of Higher Educ.,
 8(38): 2, July 22, 1974.
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- "New Carnegie Council, Under (Clark) Kerr, To Study Higher Ecucation Issues." Chronicle of Higher Educ., 8(16): 1, 6, January 21, 1974.

16

Topics include faculty development, including changing patterns and policies on retirement, tenure, and collective bargaining.



COLLECTIVE BARGAINING

Balke, W. M., K. R. Hammond and G. D. Meyer. "An Alternate Approach to Labor-Management Relations."

Administrative Science Quarterly, 18(3): 311-27, Sept., 1973.

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- "Bargaining in Higher Education Explored at New York City Conference." 1974-GERR-2, B-15 to B-19.

 Collective bargaining on campus was subject of addresses delivered at second annual conference of this Center.
- Begin, J. P. Academics at the Bargaining Table: Early

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COURT CASES - CALIFORNIA

- "L.A. Ordered To Pay Increases That Were Frozen In Fall 1971."

 1974-GERR 579: B-8 to B-9.

 County of Los Angeles is ordered to pay about

 2,000 community college teachers wage increases withheld during the 1971 wage-price freeze.
- Los Angeles College Teachers Association, et al. v.

 Bloodgood, et al. California Supreme Court, Los
 Angeles County Case No. C92178, September 23, 1974.

 Proceeding in which college teachers of Los Angeles
 Community College District, who were not paid a salary
 increase during and because of Phase I of federal wage
 freeze, seek payment of such increase retroactively.
 Payment ordered. 21-WH Cases 1023 to 1024.
- "The State of California et al. v. James Coan et al."

 Economic Stabilization Act of 1970 inapplicable to states' regulation of their employees' salaries, California Supreme Court holds. Court orders state to pay 4.5 percent cost-of-living council pared from average 11.5 percent raises 1973 budget provided. One dissenting opinion, however, asserts state court lacks jurisdiction to consider matter, and second dissenter holds congress does have power to limit state employee salary increases. 1974-GERR-554:B-1 to B-3; F-1 to F-10.
- State of California v. U. S. U. S. District Court, Eastern District of California No. S74-17, October 15, 1974.

 In action by State of California against Federal Government for judicial review of administrative order of Federal Cost-of-Living Council, the Federal Government is not entitled to amend its counterclaim so as to seek temporary injunction enjoining payment of wage and salary increases by the State in compliance with California Assembly Bill 4428. 22-WH Cases-43 to 46.



COURT CASES-CALIFORNIA (Cont.)

"TECA Voids Ban On California Employees' Pay Raise:
Government Appeals." 1974-GERR-576, B-6 to B-9,
E-1 to E-6.

Temporary Emergency Court of Appeals rules office of Economic Stabilization cannot prevent State of California from paying some 180,000 state workers average 4.2 percent retroactive raise denied under now expired Stabilization Act.

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 Nos. 9-13 and 9-14, September 19, 1974.

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 U. S. District Court, Eastern District of California,
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Federal Government is entitled to preliminary injunction enjoining payment by State of California of wage and salary increases which were disallowed by order of Cost-of-Living Council during existence of Economic Stabilization Program. 21-WH Cases-1010 to 1012.

COURT CASES-COLORADO

- Alexander v. Gardner-Denver Company. U. S. District Court District of Colorado, Case No. C-2476, July 7, 1971.

 Case on radical discrimination in the private sector with relevence to higher education. Discussed in Vol. I No. 2 and Vol. 2 No. 3 of the NCSCBHE Newsletter. 4-FEP Cases 1205 to 1209.
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 Appeal affirms the trial court opinion. 4-FEP Cases-1210 to 1211.
- Alexander v. Gardner-Denver Company. U. S. District Court District of Colorado, No. C-2476, November 19, 1974.

 An employer did not violate Title VII of the Civil Rights Act of 1964 when it discharged a black employee on the basis of a subjective evaluation by a single supervisor, a federal district court holds on remand from the U. S. Supreme Court. 8-FEP Cases 1153 to 1155.

COURT CASES-FLORIDA

University of Florida, K. Megill vs. "Union Appeals Megill Case" over denial of tenure. American Teacher, 59(4): 193 28, December, 1974.

COURT CASES-ILLINOIS

University of Chicago, Kaplowitz v. U. S. District Court 194 Northern District of Illinois. No. 73-3760, October 22, 1974.

A law school placement office is an "employment agency" within the meaning of Section 701(c) of the Civil Rights Act of 1964, a federal district court finds, where, the placement office is the primary source through which employers hire the law school's students and recent graduates, and the vast majority of all positions obtained by students and recent graduates is through utilization of the placement office. 8-FEP Cases-1131 to 1137.

COURT CASES-IOWA

University of Dubuque. Scully, M. G. "Tenure: An Iowa 195 Court says Financial Exigency Justifies Firing a Teacher. Chronicle of Higher Education, 8(39):2, August 5, 1974. An Iowa district judge has ruled that U. of

Dubuque had the right to fire a tenured professor.

COURT CASES-MARYLAND

University of Maryland. Fields, C. M. "U. of Maryland 196 Charges Civil Rights Office Threatened It With Adverse Ruling Unless It Settled Bias Suit." Chronicle of Higher Education, 8(35): 1-2, June 10, 1974. The University of Maryland has filed suit against the U. S. Office for Civil Rights charging that its investigators improperly interfered in a federal court suit accusing the university of sex discrimination.

COURT CASES-MASSACHUSETTS

Tufts University. Fields, C. M. "Sex-Bias Charges." 197 Chronicle of Higher Education, 8(41):3, September 3, 1974. The EEOC is seeking a preliminary injunction ordering Tufts University to reinstate two female faculty members.



COURT CASES-MICHIGAN

198 Washtenaw Community College Education Association and James Davenport v. Board of Trustees.

Michigan Court of Appeals, Division 2, Case No. 15662, August 19, 1974.

Statute prohibiting colleges from contributing funds to more than one retirement plan unconstitutionally impaired bargaining agreement between Washtenaw Community College and Education Association which required Board of Trustees to contribute amount equal to maximum of 5 percent of professor's pay to private retirement plans, Michigan Court of Appeals decides, reversing lower court. 1974-GERR-579:B-1 to B-3.

COURT CASES-MINNESOTA

Minnesota State College Board v. PERB. Minnesota District Court No. 397320, November 13, 1974.

Appeal from MPERB's determination under State PELRA(SLL33:237) of appropriate bargaining unit for faculty members employed in state college system is governed by Chap. 15 of Minn. Administrative Procedure Act rather than conventional certiorari proceeding, and therefore substantial evidence standard applies. 87-LRRM-2981 to 2990.

COURT CASES-NEW MEXICO

University of New Mexico, EEOC v. U. S. Court of Appeals,
Tenth Circuit (Denver). No. 74-1119, October 30, 1974.

EEOC is entitled to enforcement of subpoena duces
tecum requiring university, which has been charged
with discriminating against certain professor, to
produce records and personnel files of other professors,
even though no "probable cause" has been shown that
university violated Title VII. 8-FEP Cases 1037 to 1044.

COURT CASES-NEW JERSEY

- Bloomfield College. Peterson, I. "A Faculty Union is Suing College: Jersey School Dismissed 11 Teachers with Tenure." New York Times, April 29, 1974, p. 67.
- Bloomfield College. "Court Decides a Question of Tenure."

 New York Times, June 30, 1974, p.6.
- Education Association v. New Jersey Board of Education.

 New Jersey Supreme Court No. A-25, November 20, 1974.

 School board is required to negotiate with teachers' union sections of guidelines unilaterally imposed by board that require written approval of chief executive officer of employer institution before employee may have outside employment. 87-LRRM-2951 to 2953. (New Jersey State Colleges)



COURT CASES-NEW JERSEY (Cont.)

New Jersey State College Facilities, Inc., v. Ralph A.

Dungan, Chancellor of Higher Education and Association of New Jersey County Facilities, Inc., v. The New Jersey Board of Higher Education; N. J. Supreme Court Nos. A-26 and A-27, March 5, 1974. 1974-GERR-552:1, B-6 to B-9.

In another decision delimiting scope of teacher bargaining, New Jersey Supreme Court rules that boards of trustees may set quotas of tenured faculty at state, county colleges -- but adds that "prior consultation" would further goal of tranquil labor relations. N. J. Chancellor of Education has recommended proportion of 60 percent tenured to 40 percent nontenured faculty.

New Jersey State College System. "High Court in N. J.

Upholds State's Tenure Restrictions," by P. W. Semas
in Chronicle of Higher Education, 8(26):3, April 1,

1974.

COURT CASES-NEW YORK

- Columbia University v. Gilinsky. U. S. District Court
 Southern District of New York. Case No. 73 Civ.

 4211, September 24, 1974.

 Action under Title VII of Civil Rights Act of
 1964 by rejected female applicant against university,
 wherein university moved for summary judgment and
 applicant moved for preliminary judgment. Both motions
 denied. 8-FEP Cases-846 to 848.
- CUNY. Index, Digest and Tables of Arbitration and Court Cases Arising Under Collective Agreements Covering

 Instructional Staff. Vol. 1, 1974. Cases from Sept.

 1, 1969 through Jan. 31, 1974. \$30.00 to full subscriber; \$50.00 to others. Available from this Center.
- CUNY/Professional Staff Congress v. Board of Higher Education. New York Supreme Court Case No. 00831/74,

 May 1, 1974.

 Motion to vacate, and cross-application to confirm, arbitration award denying grievance of Assistant Professor at college that her promotion to Associate Professor was denied because of illegal sex discrimation. Motion denied and cross-application granted.

 87-LRRM-2399 to 2400.

COURT CASES-NEW YORK (Cont.)

CUNY, Board of Higher Education of City of New York v.

Dorfman. New York Supreme Court Special Term, Part I

New York County, No. 41478/74, Sept. 23, 1974.

On petition to stay, and cross-application to

compel arbitration of dispute under collective bargaining contract. Petition granted and cross-application
denied. 87-LRRM+3002 to 3003.

COURT CASES-OKLAHOMA

Oklahoma College of Liberal Arts, Semas, P. W. "Firing
'Divisive' Teachers." Chronicle of Higher Education,
9(7):2, November 4, 1974.

A U. S. Appeals Court has ruled that Oklahoma
College of Liberal Arts violated the constitutional
rights of 11 faculty members and 3 administrators,
when it refused to hire them because they were
"divisive."

COURT CASES-PENNSYLVANIA

Temple University. "White Historian gets \$5,000 in Settlement of Reverse-Bias Suit." The Wall Street Journal, Monday, July 29, 1974, p. 10.

Temple University has paid an out-of-court settlement of \$5,000 to an historian who claims he was denied a faculty position because he is white.

COURT CASES-VERMONT

University of Vermont, M. J. Parenti v. "Radical Professor Settles His \$175,000 Suit Against U. of Vermont for \$15,000." Chronicle of Higher Education, 8(30):2, 6-8, April 29, 1974.

COURT CASES-WASHINGTON

- 213 University of Washington, DeFunis, M. v. "Higher Court Avoids Ruling on Preference to Minorities in Law School Admissions." Chronicle of Higher Education, 8(30):1, April 29, 1974.
- University of Washington. Kirp, David L. and Mark E. Yudof.
 "DeFunis and Beyond."

 Change Magazine, 6(9):22-26,

 November, 1974.

 Two legal scholars examine the difficult problem

Two legal scholars examine the difficult problem of race-conscious admissions in the wake of the Supreme Courts' nondecision in the DeFunis case.



COURT CASES-WASHINGTON

Whitman College. Semas, P.W. "A Tenured Professor's Dismissal." Chronicle of Higher Education, 9(6):2, October 29, 1974.

D. L. Lehmann, dismissed from his post as a tenured professor of biology at Whitman College sues for reinstatement and \$2 million.

COURT CASES-WISCONSIN

Wisconsin State University. Roth, Board of Regents v. Famous Case of non-renewal of appointment. 460-GERR-B-1, E-1.

CUNY

- 217 Buder, L. "CUNY Sets Policy on Draft Evaders: Would Allow Them to Tutor to Satisfy Amnesty Plan." New York Times, September 22, 1974, p. 25.
- "CUNY Union, Students Protest Budget Cuts." New York Teacher, 16(17): 16, December 22, 1974.

DAY-CARE CENTERS

"Day-Care Centers as Union Bargaining Points: Few Unions
Have Negotiated Contracts Providing for Centers."

Labor Relations Reporter - News & Background Infor.,
87-LRR-329 to 330.

DIRECTORIES

- A Directory of Public Employee Organizations: A Guide to

 the Major Organizations Representing State and Local

 Public Employees. U. S. Dept. of Labor, LMSA, Public
 Sector Labor Relations Information Exchange, 1974. 61p.
- Directory of Public Employee Organizations in New York State.

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 Department of Labor, Division of Research and Statistics, 2
 World Trade Center, New York, N. Y. 10047, \$3.30.
- Public Employee Organizations in New York State, 1972.

 Labor Research Report No. 1, January, 1974. New York

 State Department of Labor, Division of Research and

 Statistics, 2 World Trade Center, New York, N.Y. 10047.



DIRECTORIES (Cont.)

223 "Study Published on State Civil Service Employee Associations." 1974-GERR-548: B-22.

A study of independent state associations of public employees has been published by the Department of Labor's Labor-Management Services Administration. The Study "is an attempt to fill in a knowledge gap as to the origins of these associations, their structure, membership, functions, and policies."

DISCRIMINATION

- "Discussion of Discrimination at NYU Conference." News and Background Information, 86-LRR-171 to 174.

 Speakers see EEOC emerging as key agency in regulation of labor relations, eclipsing NLRB.
- Non-Discrimination Clause Data." This Center's Newsletter, 2(4):8-11, Sept./Oct., 1974.

 A review of 148 faculty contracts of which 27.78

 make no mention of non-discrimination.

DISPUTE/IMPASSE RESOLUTION

"Impasse Resolution in the West-Northwest Public Sector Scrutinized." 1974-GERR-556:1-2, B-3 to B-8.

Diversity of procedures and methods to resolve public employee labor relations conflicts in five West-Northwest states examined at recent conference conducted by National Center for Dispute Settlement of American Arbitration Association. Conferees look to refine and develop impasse procedures in Alaska, Washington, Oregon, Nevada, and California.

DUTY TO BARGAIN

Najita, J. M. Guide to Statutory Provisions in Public Sector Collective Bargaining: The Public Employer and the Duty to Bargain. Industrial Relations Center, College of Business Administration, U. of Hawaii, 1974. \$2.25. 93p.

Summary of statutes through 1973 on designation of public employer, conduct of negotiations, scope of negotiations, limits on authority and role of legislative body.

EMPLOYMENT

- Barton, F. Letters to the Editor, Chronicle of Higher

 Education, 9(12):11, December 9, 1974.

 What needs to be done to get jobs for prefessionals in higher education.
- Watkins, B. T. "Academic Jobs: Stability in the '70's."

 Chronicle of Higher Education, 9(12):3, December 9, 1974.

 But look for a downturn in the 1980's, economist

 Allan Carter advises, citing demographic factors.

EQUAL EMPLOYMENT

- "Clarity Sought on Justice's Role in Public Sector Discrimination Cases." 1974-GERR-548:B-2 to B-6.

 Assistant Attorney General Stanley Pottinger says Administration will seek legislation to clarify Justice Department's authority to file "pattern and practice" suits in public sector alleging employment discrimination.
- "EEOC Progress Against Job Bias." News and Background
 Information, 86-LRR-48 to 57.

 Commission Chairman Powell sees more employer
 willingness to conciliate discrimination charges.
 Case on racial discrimination with relevance to
 higher education discussed in Vol. 2 No. 3 and
 Vol. I No. 2 of the NCSCBHE Newsletter.
- "EEOC Proposes Reporting System For Institutions of Higher

 Education. 1974-GERR-555:B-14.

 The EEOC has published its proposals for record-keeping and reporting regulations applicable to all public and private institutions of higher education. Available at 75¢. Write: Superintendent of Documents, U.S. Government Printing Office, Washington, D. C. 20402.
- "Ninth Annual Labor Relations Institute."

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 equal employment opportunity, and the role of NLRB
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75

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 compared to the other issues analyzed in this study
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 of these nine institutions." Two of the other four
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HEALTH INSURANCE

- 258 "Message on Health Insurance Proposal." Labor Pelations

 Reporter News & Background Information. 85:141-143.

 President Nixon calls for enactment of the Comprehensive Health Insurance Plan submitted by his administration.
- 259 "Nixon's Plan for Health Care." <u>Labor Relations Reporter</u> News & Background Information, 85: 111-112.



HEALTH INSURANCE (Contd.)

- 260 "Study of Private Health Insurance." Labor Relations

 Reporter News & Background Information, 85:212-213.

 Study shows 38 million under age 65 had no insurance against hospitalization; 43 million no coverage of medical care costs.
- 261 "Tax Foundation Study on National Health Insurance."

 News and Background Information, 87-LRR-251.

 Study warns that a program could affect inflation, employment.
- 262 "Winter Meeting of AFL-CIO Executive Council." Labor Relations
 Reporter News & Background Information Section, 85-LRR151 to 153.

 Calls for rejection of President Nixon's Health
 Program and enactment of the Griffiths-Kennedy bill.
- 263 "Woodcock Criticism of Nixon Health Insurance Plan." <u>Labor</u>
 Relations Reporter News & Background Information, 85:129.

IMPASSE RESOLUTION

264 Tanimoto, H. S. Guide to Statutory Provisions in Public

Sector Collective Bargaining: Impasse Resolution Procedures.

Ind. Rel. Center, Coll. of Bus. Admin., U. of Hawaii,
1973. \$2.00. 104 p.

Summary of statutes through 1972 on impasse determination and initiation of impasse machinery in mediation,
factfinding, arbitration; covering time schedule, judicial review, cost of procedures, etc.

LEGISLATION-FEDERAL

- 265 "AFL-CIO Challenges Hampton's Views on Legislation." 1974
 GERR-558: A-5 to A-7.

 Taking issue with Civil Service Commission Chairman
 R. E. Hampton's views against a federal labor relations
 law, AFGE National President C. M. Webber calls present
 labor relations program under Executive Order 11491 as
 "not much better than sharecropping."
- 266 "AFT Protests NEA's Charge That It Opposes Federal Labor Law."
 1974-GERR-565: B-1.

 AFT legislative director Carl Megel points out that
 AFT opposes separate bill for public employees NEA favors,
 but that AFT and other unions seek coverage of public
 employees under NLRB.



LEGISLATION-FEDERAL (Contd.)

- 267 "AGE Moves to Strengthen Independence, Expels ISEA for SEID Affiliation." 1974-GERR-571: B-13 to B-17.

 W. B. Osborne, associate counsel and director of collective bargaining for the AAUP considered proposal legislation for public employee bargaining in terms of the special conditions prevailing in higher education.
- 268 "ALMA Endorses Minimum Federal Guides for Public Sector Labor."

 1974-GERR-570: B-14.

 The emphasis of such legislation should be on federalstate cooperation. Experience with "final offer" impasse
 arbitration was reviewed.
- 269 "Bills to Regulate State, Local Labor Relations Introduced in Senate." 1974-GERR-549: B-8 to B-10.

 Two bills amending National Labor Relations Act to cover public employees or establishing separate system with commission to determine units and unfair practices are introduced into the Senate.
- 270 "Federal Legislation on Public Employee Bargaining". Excerpts from testimony of R. D. Helsby, NYSPERB Chairman, relating to vesting jurisdiction in the federal government.

 NYSPERB News, 7(9):2-4, October, 1974.
- 271 "Federation (AFT) Challenges NEA on National Teacher-Bargaining Bill." American Teacher, 59(2): 6, October, 1974.
- "Five More Organizations Testify on Collective Bargaining Bills."

 1974-GERR-565: A-8 to A-11.

 Spokesman for free-enterprise advocacy group and for four organizations representing federal employees testify before House Post Office and Civil Service Committee's Subcommittee on Manpower and Civil Service.
- 273 "Hearings on Federal Labor Relations Bills." News and Background Information, 86-LRR-97 to 98.

 Civil Service Commission is against providing statutory basis for federal employee labor relations program, now governed by executive order.
- "Hearings on Federal Labor Relations Bills." News and Background Information, 86-LRR-107 to 108.

 AFL-CIO endorses H. R. 13 as best bill to govern labor-management relations in the federal service.
- "In Split Over Federal Labor Relations Effectiveness."

 1974-GERR-557: B-2 to B-4.

 Director of Labor Relations for Navy Dept. and
 National Treasury Employees Union General Counsel disagree
 almost totally on whether Civil Service Commission Chairman R. E. Hampton was right when he told House Subcommittee
 that Executive Order 11491 is working well and does not
 need replacement by legislation.



LEGISLATION-FEDERAL (Contd.)

276 "Inherent Fundamental Issues Seen in Bargaining Law."
1974-GERR-556: A-4 to A-7; -1 to F-3.

Civil Service Commission Chairman R. E. Hampton says that legislation to replace present federal labor relations program under Executive Order 11491 with law is not now needed, but if Congress insists on writing one it must come to grips with fundamental issues inherent in any basic change. Issues are cited by Hampton.

- 277 Magel, C. "Will Congress Pass a Teacher-Bargaining Bill?"
 American Teacher, 59(3): 30, November, 1974.
- 278 "Mesker Sees Enough Votes to Report Out Bargaining Bill."

 1974-GERR-552: A-9 to A-11.

 Enough votes now exist in House Post Office and
 Civil Service Committee to report out bill to regulate
 labor relations in Federal Government.
- 279 "NEA switches stand on public bargaining law" to cover public employees under NLRA. American Teacher, 59(4):5, Dec., 1974.
- 280 "NPELRA Conference Adopts Resolutions on Bargaining." 1974-GERR-553: B-24.

The public employer negotiators resolved to encourage legislative action on public sector labor relations by the states rather than the congress, to support free collective bargaining without resorting to compulsory, binding arbitration of negotiation impasses, to oppose the automatic concept of police and fireman's parity or any mandated salary-setting formula which removes salary determination from the free play of collective bargaining, and to reject extension of the Fair Labor Standards Act to municipalities.

281 "Public Employees' Bargaining." News and Background Information, 85-LRR-275.

Public employee labor legislation is discussed in the Senate.

282 "Second AAA Conference Explores Equity and Public Employers." 1974-GERR-554: B-12 to B-16.

Speakers at conference, cosponsored by American Arbitration Association and International Personnel Management Association largely agree that federal regulation of public employment labor relations is not warranted at present time, and they agree also that various states should be allowed to continue experimentation with forms of unit determination, election, and unfair practice procedures, strike alternatives, and impasse resolution machinery.

283 "Secretary Brennan Predicts Federal Public Sector Laws." 1974-GERR-574: B-17.



LEGISLATION-FEDERAL (Contd.)

- 284 "Senate Holds First Hearings on Public Employment Bargaining
 Bills." 1974-GERR-575: B-12 to B-19: F-1 to F-9.
 U. S. Senate holds hearings on bills to extend TaftHartley Act to Public employees and to cover them under
 separate National Public Employment Relations Act. NEA
 favors separate law; AFT favors Taft-Hartley coverage.
- 285 "Special Purpose Groups Testify on Bargaining Bills." 1974-GERR-564: A-1 to A-4.
- 286 Stetson, D. "Brennan Expects Federal Laws for Public Employe Bargaining." New York Times, September 24, 1974, p. 18.
- 287 "Symposium Airs Approaches to Public Employee Legislation."

 1974-GERR-548: B-15 to B-19; E-1 to E-19; 1974-LRR
 250 to 251.

 Public Employee unions in Coalition of American Public Employees, public officials and academics agree Congress should pass law granting public employees bargaining rights but differ on form of regulation.
- 288 "Symposium Sees Federal Standards for State-Local Sector."

 1974-GERR-557: B-10 to B-14; E-1 to E-6.

 At final conference on "Equity and Public Employment," most speakers agree Congress should set minimum standards allowing state and local employees to organize and bargain.
- 289 "Usery: Consider Bargaining Law in This or Next Congress."

 1974-GERR-561: A-8 to A-11.

 Federal Mediation and Conciliation Service Director

 W. J. Usery moved closer to endorcement of legislation
 for collective bargaining for federal employees.
- 290 "Usery Creates Stir With Claim of Federal Worker Isolation."

 1974-GERR-564: A-1 to A-8; F-1 to F-2.

 Recent declaration by W. J. Usery that "federal employees are rapidly becoming isolated as the only major block of workers in the nation lacking full collective bargaining rights" has much of federal labor relations community in a stir.

LEGISLATION-STATE

- 291 "Bargaining for Public Employees." News and Background

 Information, 87-LRR-76 to 80.

 State Statutes governing public employee bargaining discussed at ABA meeting.
- 292 Chambers, M. M. Higher Education and State Governments,

 1970-1975. Interstate Printers and Publishers, 19-27

 N. Jackson St., Danville, Ill. 61832; \$8.95.

 Contains information on appropriations affecting higher education in each of the states.



LEGISLATION-STATE (Contd.)

293 "Do Collective Bargaining Statues Make a Difference?" 1974-GERR-571: B-11 to B-13.

Panelists at Federal Bar Association's Washington, D. C., labor law forum discuss effect collective bargaining statutes have made in their states, particularly Wisconsin and New York.

294 Semas, P. W. "2 More States Vote to Legalize Teacher Unions."

Chronicle of Higher Education, 8(33):1, 4, May 20, 1974.

Legislatures in two more states - Iowa and Montana - have enacted laws permitting college faculty members to unionize. Their actions bring to 20 the number of states that now permit collective bargaining at some level of post-high school education.

LEGISLATION-FLORIDA

- "Florida Enacts Bargaining Law Forbidding Strikes, Providing Right to Work." 1974-GERR-562: B-1 to B-2.

 Law carries strong anti-strike sanctions, provides right to work and extends "sunshine law" -- requiring meetings involving public officials to be open to public -- to collective bargaining in public sector.

Florida House of Representatives passes bargaining bill creating employment relations commission, penalizing strikes, and making arbitrator's dispute resolution recommendations mandatory.

LEGISLATION-ILLINOIS

297 "Illinois State Employees Bargaining Program Gets Underway."

1974-GERR-558: B-1 to B-2; E-1 to E-7.

Illinois State Personnel Department issues rules and regulations setting Office of Collective Bargaining procedures for determining units, setting scope of bargaining for state employees, resolving impasses, and processing unfair practice charges.

LEGISLATION-IOWA

298 "Iowa Law Mandates Binding, Final Offer Arbitration of Public Sector Disputes." 1974-GERR-553: B-6 to B-12.

Iowa's 180,000 public employees gain organizing and bargaining rights as legislature enacts and Governor signs Public Employee Relations Act, effective July 1.



83

LEGISLATION-MAINE

299 "Maine State Employees Gain Right to Organize and Bargain."
1974-GERR-550: B-1 to B-4.

LEGISLATION-MASSACHUSETTS

- 300 "Disciplinary Acts May Be Appealed to CSC and Labor Commission, Massachusetts Court Holds." 1974-GERR-563; B-2 to B-3.

 Spokesmen for Labor Relations Commission, employers, and employee organizations comment on transition to recently effective, expanded labor law.
- 301 "Massachusetts Labor Commission and Arbitration Board Issue New Regulations." 1974-GERR-578: B-5 to B-8.

 Rules to implement Massachusetts public sector labor law effective last July are issued by labor relations commission on procedures to determine units, hold elections and settle prohibited practice charges.

LEGISLATION-MONTANA

"Montana Judge, Solons Expand Public Employee Rights; Board Begins Operations." 1974-GERR-561: B-2 to B-7. Text of Board decision: E-1 to E-3, and rules: F-1 to F-7.

A series of actions affecting Montana's public employees. Legislature amends law to provide for payment of nonunion members' agency shop fees to unionselected charity and provides organizing and bargaining rights to state university and community college faculty.

LEGISLATION-NEW YORK

303 "Taylor Law Revisions Affect Police, Firemen, Teachers, Prosecutors." 1974-GERR-561: B-15 to B-16.



MATERNITY LEAVE

- "Cleveland Teachers receive Back Pay After Supreme Court Maternity Ruling." 1974-GERR-560: B-18.

 Supreme Court rules that women may not be assumed physically incapacitated merely because they are pregnant.
- "Exclusion of Disability Caused by Pregnancy from State's Disability Insurance Program" Labor Relations
 Reporter Analysis, 86(15): 29-32, June 24, 1974.

 Supreme Court declares that a state disability insurance program that excludes from coverage disability caused by normal pregnancy and child-birth does not violate Equal Protection Clause of the 14th Amendment.
- "New Paid Maternity Leave Policy Approved in Iowa." 1974-GERR-547, B-17.
- "Teacher Entitled to Sick Pay for Childbirth." 1974-GERR-550; B-12 to B-14.

 Parties are bound by contractual provisions guaranteeing that teachers will not be deprived of rights under state or federal laws - and teachers have right, under EEOC guidelines, to use sick leave for temporary disability relating to pregnancy, arbiter rules in Michigan School case.
- "Treat Pregnancy as Standard Disability, Court Rules."

 Chronicle of Higher Educ., 8(29): 4, April 22, 1974.

 The ruling if upheld, would lend support to guidelines issued last year by the EEOC. They call for pregnancy to be treated as a normal, temporary disability.
- 309 "Validity of Mandatory Leave Regulations for Pregnant School Teachers." Labor Relations Reporter, 85
 Analysis 7:13 to 16.

Supreme Court Decisions on Cleveland Bd. of Educ. vs. LaFleur and Cohen vs. Chesterfield County School Board. Full text cited in this bibliography.

NEGOTIATIONS

Meirowitz, C., et al., eds. The Emerging Role of Middle

Management in the Educational Negotiations Setting.

Bureau of Educational Studies and Services, Hofstra
Univ., Hempstead, N.Y. 11550. 1970. 118 pp. \$3.50

Covers Taylor Law, impact and effect of collective bargaining in secondary schools, mediation,
militancy, negotiating with non-instructional
personnel, preparations for negotiations, arbitration.



42

NLRB

- "Index of Cases Reported in Quarterly Reports of the General Counsel (NLRB), 1964 to January 1974."

 NLRB Release, R-1343A, Aug. 30, 1974, as part of the "Quarterly Report of the General Counsel.
- "Kennedy Speech on University Representation." News and Background Information, 86-LRR-190 to 191.

 NLRB member Ralph E. Kennedy stresses need for better understanding of structure of individual institutions.

NLRB DECISIONS

- Electronic Reproduction Service Corp. (Case No. 2-CA-12583, September 30, 1974, 213 NLRB No. 110.)

 87-LRRM-1211 to 1223.

 NLRB decision refers to "Spielberg Policy" of Deferral to arbitration, as discussed in this Center's Newsletters.
- McKnight, W. E. "NLRB Unit Determinations of Private Institutions of Higher Learning." <u>Journal of College and University Personnel Association</u>. 24:23-36, March, 1973.
- 315 Textron, Inc. (Case No. 3-RC-4987, May 20, 1971,
 190 NLRB No. 66.) 77-LRRM-1265 to 1267.
 Concerns managerial employees and the bargaining unit. Case relates to higher education.
- Textron, Inc. v. NLRB. (Nos. 72-1703 and 72-1860,

 February 28, 1973) 82-LRRM-2753-2763.

 NLRB is not now free to decide that managerial employees are not excluded from protections of LMRA.

 Case relates to higher education.
- 317 Textron, Inc. (Case No. 3-RC-4987, May 1, 1972, 196.

 NLRB No. 127 /denying motion for consideration of
 190 NLRB No. 66, 77-LRRM-1265/.) 80-LRRM-1099 to
 1101.

NLRB DECISIONS - CALIFORNIA

Claremont Colleges and OPEIU. Bargaining unit covers all full-time and part-time employees of the Honnold Library system; i.e., professional and non-professional librarians. NLRB Decision, Case No. 21-RC-12197 (1972).



NLRB DECISIONS - CALIFORNIA (Cont.)

319 Leland Stanford Junior Univ. Case No. 20-RC-11813,
November 4, 1974, 214 NLRB No. 82.
Research assistants in University's physics
dept. are not employees within meaning of LMRA,
since payments made to them are not wages but

dept. are not employees within meaning of LMRA, since payments made to them are not wages but instead are in nature of stipends or grants to permit them to pursue their advanced degrees and are not based on individual skill or function or nature of research performed. 87-LRRM-1519 to 1521.

NLRB DECISIONS - FLORIDA

320 University of Miami.

The Board found appropriate an overall faculty unit exclusive of the faculties of the graduate professional schools and a separate unit limited to the law school faculty, and directed elections in those units.

(12-RC-4520, 4530; 213-NLRB No. 64.) Weekly Summary of NLRB Cases, W-1411: 16, October 9, 1974.

For the first time, the NLRB has excluded medical school professors from a faculty collective bargaining election at the Univ. of Miami.

NLRB DECISIONS - ILLINOIS

322 College of St. Francis.

All regularly employed full-time faculty members including department chairmen, program directors, librarians and coaches shall vote for representation by American Federation of Teachers, or for no representation. (13-RC-13417, September 25, 1974.)

Weekly Summary of NLRB Cases, W-1414: 22, Oct. 16, 1974.

NLRB DECISIONS - OHIO

Oberlin College and Oberlin College Teachers' Association.

NLRB Case No. 8-RC-9328. March 29, 1974, 14 pp.

Ruling determines proper composition of faculty unit and directs election for those eligible in order to ascertain whether unit desires to be represented by Oberlin College Teachers Association.



44

NLRB DECISIONS - MASSACHUSETTS

Boston University. Semas, P. W. "University Told It Must Divulge Budget to Union in Money-Crisis Dismissals." Chronicle of Higher Education, 8(33): 4, May 20, 1974.

The NLRB ruled that Boston University must provide a collective bargaining agent with budget information if the administration uses financial problems as a justification for dismissing staff members. The ruling could have important implications for colleges and universities undergoing financial difficulties.

Wentworth College of Technology. Semas, P. W. "NLRB's Power Over Colleges is Challenged." Chronicle of Higher Educ., 8(32): 1, 3, May 13, 1974.

Despite NLRB decision, administration refuses to bargain with faculty union challenging NLRB jurisdiction.

NLRB DECISIONS - PENNSYLVANIA

326 University of Scranton.

All full time faculty including faculty associated with the Reading Clinic and Counseling Center, Department of Physical Education, Department Chairman, Librarians, and full time faculty given special assignments in lieu of teaching shall vote for representation by the Faculty Council or for no representation. (4-RC-10882, Sept. 27, 1974.) Weekly Summary of NLRB Cases, W-1412: 21, October 16, 1974.

327 University of Scranton.

Faculty and administration voluntarily agree upon recognition of bargaining unit, rather than obtaining NLRB decision. Unit includes full and parttime faculty, full-time librarians, physical education department (except Director of Athletics and basketball coach), and full-time faculty of Reading Clinic and Counseling Center. Recognition Agreement, Nov. 19, 1970, amended March 6, 1972. (See U. of Scranton Master Agreement, 2/4/71, amended 3/6/72, pp. 8-11, or available from this Center.

NLRB DECISIONS - VIRGINIA

Randolph-Macon College. Majority of ballots cast for no agent. Oct. 5, 1973. NLRB Case No. 5-RC-8604.

NLRB DECISIONS - WASHINGTON, D.C.

Howard University. "NLRB Declines Jurisdiction at Howard University." Chronicle of Higher Educ., 8(36): 2, June 24, 1974.

Board's majority held it did not have juristiction over Howard because of the Unique relationship with the federal government."

NLRB - HEALTH CARE

- "Health Care Agencies' Labor Cases Now Go to NLRB."

 Release of NLRB, R-1349, 3 pp., Aug. 25, 1974.
- "Jurisdiction." News and Background Information,
 87-LRR-53 to 55.

 Medical College related to non-profit hospital.
 Part of report on "Case-Handling Developments at
 NLRB" for 1st quarter of 1974.
- "NLRB General Counsel's Monthly Report on Health Care Institution Cases." Release of NLRB, R-1372, 18 pp., Dec. 21, 1974.

 Refers to N.Y. Univ. 205-NLRB-16.
- "NLRB General Counsel's Monthly Report on Health Care Institution Cases." Release of NLRB, R-1376, 11 pp., Jan. 24, 1975.

 Refers to Cornell U. 183-NLRB-39, 183-NLRB-329.
- "NLRB Regional Guidelines for Health Care Cases Made Public." Release of NLRB, R-1350, 4 pp., August 25,1974.
- Quarterly Report of the General Counsel, R-1343A: 22-25,
 Aug. 30, 1974.
 Refers to: Cornell Univ. 183-NLRB-41
 Loyola Univ. Med.Center 194-NLRB-234
 Duke Univ. 194-NLRB-236, 200-NLRB-13.
- 336 Stetson, D. "Rochester Reaches Hospital Pack Under New Labor Relations Act." New York Times, Oct. 20, 1974, p. 40.

 First contract reached under new rules. The new law preempts state legislation.

OPEN ADMISSIONS

"Faculty Union Disputes CUNY on Open Admissions Retention,"

Chronicle of Higher Educ., 8(29): 2, April 22, 1974.



OPEN ADMISSIONS (cont.)

- Lavin, David E. Student Retention and Graduation at the City University of New York: September, 1970, Enrollees Through Seven Semesters. Office of Programs and Policy Research, City University of New York, 535 East 80th Street, New York, 10021; single copies available free.

 Reports on a study of students enrolled at the City University under the open admissions policy instituted in September 1970. See stories in Chronicle of Higher Educ., March 25, and April 22, 1974.
- Carnegie Commission on the Future of Higher Education.

 A Chance to Learn: An Action Agenda for Equal
 Opportunity in Higher Education. New York, McGraw-Hill, 1970.
- Carnegie Commission on the Future of Higher Education.

 The Open-Door Colleges; Policies for Community Colleges.

 New York, McGraw-Hill, 1970.
- 341 Healy, T. S. "Will Everyman Destroy the University?" Saturday Review, December 20, 1969.
- 342 <u>Higher Education Opportunity Program Report 7, the Legislature</u>. Albany, State Education Department, 1970
- 343 Hood, W. L. <u>Higher Education for the Disadvantaged in New York State: A Summary Report of Programs</u>. Plattsburgh, State University College at Plattsburgh, 1969.
- Human Affairs Research Center. Progress Report on the Evaluation of the Higher Education Opportunity Programs in New York. Albany, State Education Department, 1970.
- Master Plan of the Board of Higher Education for the City

 University of New York 1968, First Revision 1969,

 Part II: Amendment to Implement Open Admissions.

 New York, Board of Higher Education in the City of New York, 1969.
- Open Admissions to Post-Secondary Education: A Statement by the Regents of The University of the State of New York. Albany, State Education Department, 1969.
- Toward Full Opportunity in State University. Albany, State University of New York, 1969.
- University Commission on Admissions, Report and Recommendations to the Board of Higher Education of the City of New York. City University of New York, October, 1969.



PENSION LEGISLATION

- 349 "Accountants' Views on New Pension Law." News and Background Information, 87-LRR-191 to 192. CPA's discuss tax provisions and disclosure requirements.
- "AMA Pension Conference Activity." News and Background Information, 87-LRR-107 to 113.

 Employer representatives listen to predictions of new legislation, analyses of present law.
- "Conferees' Action on Pension Reform", 86-LRR-104 to 106.
 Portability fund rejected, jurisdictional formula
 giving both the Dept. of Labor and Internal Revenue
 Service a role in the enforcement of participation,
 vesting, and funding standards approved.
- "Conference Committee Work in Pension Bill." News and Background Information, 86-LRR-182 to 187.

 Conferees reach agreement on all points except effective dates.
- "Conference on Impact of New Pension Law." News and Background Information, 87-LRR-357 to 360.

 Associated general Contractors review problems paced by Labor Department, discuss impact of law on multi-employer plans.
- "Congress considering Pension Bills." The College and University Business Officer, NACUBO 7(6): 5, December, 1973.

Contains significant requirements for eligibility, vesting, portability and funding.

"Conn. State Retirement Act Found Unlawfully Favoring Women."

1974-GERR-578; B-8 to B-10.

Conn. State Employees' Retirement Act violates
title VII of Civil Rights Act by giving female state

title VII of Civil Rights Act by giving female state employees preferred status to retire at earlier age and get higher monthly pension benefits than men, U.S. District Court holds.

"Discussion of Employee Retirement Security Act." 87-LRR-210 to 212.

International Foundation of Employee Benefit Plans explores new law.

"Discussion of New Pension Law." News and Background Information: 87-LRR-169 to 170.

Symposium hears fiduciary standards, structure of pension plans discussed.



PENSION LEGISLATION (cont.)

- "Discussion of New Pension Reform Act." News and Background Information, 87-LRR-104 to 107. Conference hears views of public and private sectors.
- "House Action on Pension Bills." <u>Labor Relations Reporter-News and Background Information</u>, 85: 143-147.
- "House-Senate Passage of Pension-Reform Bill." News and Background Information, 86-LRR-355 to 356.

 Legislators strike section delaying social security benefit integration.
- 361 "Initial Priorities In Pension Regulation." 87-LRR-86 to 87.

 IRS, Pension Benefit guaranty corporation get under way.
- "IRS Administrations of New Pension Law." News and Back-ground Information, 87-LRR-67 to 68.

 IRS office of employee Plans and Exempt Organizations to be created.
- "IRS Temporary Pension Disclosure Regulations." News and Background Information, 87-LRR-241 to 242.

 Rules cover information IRS will disclose to Labor Department.
- 364 Magarrell, J. "Pension Reform." Chronicle of Higher Education, 8(41): 7, Septemter 3, 1974.

 Colleges given some exemptions under new rules in a new pension reform bill passed by congress.
 - "New Pension Laws Hailed for Michigan State Workers." 1974-GERR-570; B-12.
 - "New York Pension Conference." News and Background Information, 87-LRR-245 to 248.

 Law allows maximum benefit for defined benefit and defined contribution plans.
 - "Pension Administration Start Up Cost' Request." News and Background Information, 87-LRR-141 to 142.

 Labor Department asks congress for \$965 million;

 GM announces recorded early retirements.
 - "Pension Benefit Guaranty Corporation Case Load." News and Background Information, 87-LRR-227 to 228.

 Applications for termination insurance already received include one from Anthracite Health and Welfare Fund.





PENSION LEGISLATION (cont.)

- "Pension Plan Bills Moving Again." NACUBO The College and University Business Officer, 7(8): 3, February, 1974.
- "Postponement of Pension Standards." 87-LRR-306 to 307.

 Labor Department regulation permits postponement of certain fiduciary responsibility standards beyond

 January 1, 1975.
- "Potential Trouble for Employers in Pension Law." News and Background Information, 87-LRR-87 to 89.

 AMA Conference on pension reform law points to employee surveillance rights.
- "Progress By Conferees on Pension Reform Bill." News and Background Information, 86-LRR-123 to 124.

 Agreement reached on provisions for reporting termination insurance, and insured benefit limits.
- 373 "Progress in Conference On Pension Reform Bills." 86-LRR142 to 145.

 Duties set for fiduciaries; provision made for
 civil action.
- "Progress in Conference on Pension Reform Bill." 86-LRR164 to 166.

 Agreement reached on rule of 45: fiduciary
 standards, establishment of advisory council.
- 375 "Progress on Pension Bill." <u>Labor Relations Reporter</u>, <u>News</u> and Background Information Section, 85-<u>LRR</u>-230 to 231.
- "Progress on Pension Reform Legislation." Labor Relations

 Reporter. News and Background Information, 85: 181.

 Will allow teachers to contribute up to \$25,000 to their pension plans in the year of retirement and preceeding three years.
- 377 "Proposed Regulations Under Pension Law." 87-LRR-352 to 354.

 Labor Department issues proposed rules relating
 to multi-employer plans, reporting and disclosure and
 claims procedures.
- "Recent Developments in Pension Legislation." 87-LRR-286 to 287.

 President proposes Pension Benefit Guaranty Corporation Budget deferral. PBGC announces premuim payment rules; Internal Revenue Service issues instructions on Form 1099R.
- "San Francisco Study Course on Pension Law." News and Background Information, 87-LRR-327 to 329.

 American Law Institute, American Bar Association sponsor course tracing direction of law.



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PENSION LEGISLATION (Cont.)

"Signing of Pension Reform Bill." News and Background
Information, 87-LRR-41 to 42.

President Ford signs Bill as Labor Department
prepares administrative machinery.

PENSION PLANS

- 381 "Administrative Expenses of Pension and Welfare Plans."
 85-LRR-314 to 315.

 Cost per participant during 1967-69 was \$10.40 in pension plans and \$16.67 in welfare plans.
- 382 "Basic Contracts Patterns: Pensions." 87-LRR-308 to 312.

 BNA survey shows some reference to pensions
 in almost all contracts studied.
- "Census Reports Receipts of State-Local Pension Plans."

 1974-GERR-550.
 Entitled "Finances of Employee Retirement

 Systems of State and Local Governments in 1972-73,"

 GF73, No. 2. The report is available for 50¢ from the Government Printing Office, Washington, D. C.

 20402, or from the Commerce Department's District Offices in major cities.
- Fields, C. M. "Letter Campaign Backs Equal Payments to Pension Plans by Men, Women." Chronicle of Higher Education, 8(18):5, February 4, 1974.
- "Rise in Coverage of Multi-Employer Pension Plans."

 News & Background Information, 87-LRR-209 to 210.

 Study shows extraordinary growth during 1950-73.
- "States Urged to Regulate Municipal Pension Systems."
 1974-GERR-542: B-13 to 14.

PERB DECISIONS-HAWAII

University of Hawaii and Hawaii Federation of College

Teachers. (Case No. SF-07-19, Decision No. 52)

1974-GERR-579; E-1 to E-5.

HPERB decision that exclusive representatives are entitled to full service fees although not administering a contract.





PERB DECISIONS-MAINE

"Maine PELRB Rules and Procedures Get Facelift."

1974-GERR-554: B-8, E-1 to E-7.

Text of the board's amended rules appears in Section E.

The Maine PELRB issues revised rules and procedures for administration of the Maine bargaining statute, which covers all public employees except state employees and which was last amended in October 1973.

PERB DECISIONS-NEW JERSEY

Shaughnessy, M. 1970-1973 Digest and Index of Decisions of the Executive Director of PERC. Send \$2.00 to IMLR Library, Rutgers University, New Brunswick, N.J. 08903. All college decisions listed below.

- 390 For specific New Jersey decisions write: IMLR Library, Rutgers University, New Brunswick, N. J. 08903.
- 391 Cumberland County College. Department Chairmen are excluded from faculty unit. Decision of Executive Director of PERC, E.D. No. 4.
- 392 Essex County College. Faculty unity excludes Department Chairmen. Decision of Executive Director of PERC, E.D. No. 45.
- 393 Mercer County Community College. Petition to include Department Chairmen in faculty unity dismissed. Decision of Executive Director of PERC, E.D. No. 35.
- New Jersey College of Medicine and Dentistry. Failure of 126 voters to receive mail ballots had effect on election, second election to be held. Decision of the Executive Director of PERC, E. D. No. 31.
- 395 New Jersey College of Medicine and Dentistry. Denial of request of 50 eligible voters to review proceedings after election, when they did not intervene prior to such election. Decision of Executive Director of PERC, E.D. No. 36.

PERB DECISIONS-NEW YORK

"Cornell Publishes New Hardbook on New York PERB Procedures."
1974-GERR-570: B-15.

This 80 page step-by-step handbook was prepared by G. S. Aboud and R. E. Doherty. Available for \$2.00 from the Publications Division of the New York State School of Industrial and Labor Relations at Cornell University, Ithaca, N. Y. 14850.



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PERB DECISIONS-NEW YORK (Cont.)

- 397 Adirondack Community College. Unit expanded to cover counselors, assistant librarians and assistant instructors without election. N.Y.S. PERB Decision, C-1046, October 18, 1974.
- 398 CUNY. "Student Membership on University Committee Held Not Bargainable." 1974-GERR-558: B-10 to B-13.

 Although faculty members at CUNY objected that student representation on personnel committees interfered with teacher peer evaluation NYPERB Rules Board of Higher Education is not required to bargain on subject.
- Genesee Community College and S.E.I.U. and Associated Community College Faculty Association. Faculty unit expanded to cover administrative staff. Election ordered, N.Y.S. PERB Decision Nos. C-1014, C-1048, November 7, 1974.
- SUNY. "UUP (United University Professions) Upheld as PERB Nixes Split of 14,000 SUNY Staff." New York Teacher, 15(21):5, January 27, 1974.

PERFORMANCE EVALUATIONS

- 401 Miller, R. I. <u>Developing Programs for Faculty Evaluation</u>, Jossey-Bass, Inc. \$9.75.
- "Nevada Attorney General Overturns Opinion on Performance Evaluations." 1974-GERR-572; B-17.

 Performance evaluations are grievable under Nevada's grievance adjustment procedure within the meaning of the State Personnel Rules, Attorney General rules.
- "Produce or Perish?" Chronicle of Higher Education, 9(11):5, December 2, 1974.

 Academe urged to credit film, TV work.

PERSONNEL RELATIONS

"Sample Statement on Personnel Policy During a Strike."

1974-GERR-577; F-1.

The following statement was included as part of a discussion paper on "Strike Planning and Preparation" presented at the International Personnel Management Association Annual Conference.



PREPAID LEGAL SERVICES

- AFSCME, District Council 37, with Columbia University and Ford Foundation have taken steps to provide 1,000 selected members with legal services on such problems as debt, consumer fraud, garnishment. Services began September 19, 1974. Office at 140 Park Place, New York, N. Y. 10007.
- 406 "Bargaining for Legal Services." 87-LRR-312 to 313.

 Conference discusses collective bargaining for prepaid legal services.
- 407 "Pre-Paid Legal Services and Houston Amendments."
 87-LRR-228.
 Senator Tunney again urges bar associations not to make negotiation for prepaid legal service plans difficult.

PRODUCTIVITY

- "Productivity, Public Employee Bargaining." News and Background Information, 86-LRR-194 to 197.

 Report of panel discussions at New York
 University Labor Conference. Includes a Presentation by M. Benewitz.
- "Public Sector Productivity Gaining Importance, Dean Says."

 1974-GERR-552: A-1 to A-2.
 Productivity improvement is taking on everincreasing significance for public sector labor
 relations and collective bargaining according to
 R. McKersie, Dean of ILR School, Cornell University.

PUBLIC SECTOR LABOR RELATIONS

- "ABA Panel Looks at Past, Present, Future of Public Sector Bargaining." 1974-GERR-571: B-4 to B-8, E-1 to E-4.
- "Governor's Order Freezing N. H. Employees Hiring, Promotion Are Voided." 1974-GERR-549: B-6 to B-8.

 Hailed by N. H. State Employees' Association as landmark decision upholding integrity of merit system and preserving state employees' rights, N. H. Supreme Court hold Governor has no constitutional or statutory power to issue excutive orders which barred state employee hiring, transfers, and promotions and purchase of state automobiles as economy and energy-conserving measure.



PUBLIC SECTOR LABOR RELATIONS (Cont.)

- Labor Relations Law in the Public Sector, Cases and

 Materials, includes not only court decisions but
 also excerpts from State Board reports, law review
 articles, and discussion of various trends. The
 book does not deal with collective bargaining
 techniques or the practical administration of labor
 agreements, concentrating on the legal aspects.
 Bobbs-Merrill Co., \$18.50, with an appendix of
 State Employement Relations Laws for \$4.00.
- "Seminar Reviews Public Sector Labor in California."

 1974-GERR-551: B-14 to B-17.

 Role of mediation, fact-finding, arbitration, strikes, bargaining scope, and proposed legislation to regulate public employee labor relations in California Session sponsored by National Center for Dispute Settlement of AAA.
- Should We Jail Public Employees? Workers Defense League,

 150 Fifth Avenue, New York, N. Y. 10011. 110 p.

 A presentation of labor's point of view on the use of the injunction and jail sentences against public employees who strike, picket or engage in other concerted activity in order to articulate their concerns and to assert their interests related to the rights of workers and the system of justice.
- Smith, R. A., H. T. Edwards, R. T. Clark, Jr. <u>Labor</u>
 Relations <u>Law in the Public Sector Cases and</u>
 Materials. <u>Law Division</u>, The Bobbs-Merrill Company,
 Inc., 4300 West 62nd Street, Indianapolis, Indiana
 46206, \$18.50 with statutory Appendix \$4.00.
- Stetson, D. "Meany Backs Public Employee Militancy."
 New York Times, November 7, 1974, p. 89.

RETIREMENT

- Hopkins, David S. P. "Making Early Retirement Feasible."

 Change Magazine, 6(5): 46-47, 64, June, 1974.

 Author explores early retirement possibilities as well as the problems associated with early retirement.
- Ingraham, M. H. My Purpose Holds: Reactions and Experiences in Retirement of TIAA-CREF Annuitants. My Purpuse Holds, P.O. Box 3312, Grand Central Station, New York, N. Y. 10017; \$2.

Based on a 1972-73 survey by the Teachers Insurance and Annuity Association - College Retirement Equities Fund. The author reports on the experiences and attitudes of retired faculty members, educational administrators and service personnel who are receiving annuity income from TIAA-CREF.



RETIREMENT (Cont.)

- Jenkins, Evan. "Faculty Insurance Plan Aimed at Career Transition." New York Times, 24:2, March 18, 1974.

 A group of scholars proposes the establishment of an insurance system to make it easier for college teachers to leave their profession at mid-career.

 Report called "Faculty Development in a Time of Retrenchment."
- Jenny, Hans H. Early Retirement, A New Issue in Higher

 Education The Financial Consequences. Teachers

 Insurance and Annuity Association of America, 730

 Third Avenue, New York, N. Y. 10017; single copies available free.

 Discusses the economic impact of early retirement on educational institutions and their staff members.
- 421 Magarrell, J. "Colleges Weigh Early Retirment Plans for Faculty Members." Chronicle of Higher Education, 8(19):9, February 11, 1974.
- 422 Magarrell, J. "CREF Retirement Checks Face Further Cut as Stocks Decline." Chronicle of Higher Education, 8(28): 1, 7, April 15, 1974.
- Magarrell, J. "How the Falling Market Hits Retirement Plans."

 Chronicle of Higher Education, 9(7): 1, 6-7, November 4, 1974.

 Persons in equity programs get more shares per dollar as stock prices drop but for the emeriti, benefits decline.

RETRENCHMENT

- Bonham, George W. "The Carbondale Disease." Change Magazine, 6(4): 11-14, May, 1974.

 Sensitive in-depth discussion of faculty retrenchments at Southern Illinois University.
- "Campus Notes." Chronicle of Higher Education, 9(10):

 2, November 25, 1974.

 Fired faculty members at University of Puerto

 Rico are denied restraining order that would give them back their jobs.
- "Can't Reinstate 104 Fired at Southern Illinois, Board Told." Chronicle of Higher Education, 8(29):2, April 22, 1974.

RETRENCHMENT (Cont.)

- Jenkins, E. "Faculty Insurance Plan Aimed at Career Transition." New York Times, March 18, 1974, 24:2.
- Lombardi, John. "Community Colleges When Faculties Are Reduced." Change Magazine, 6(10): 54-55, January, 1974-75.

 Analysis of retrenchment programs in higher education. Emphasis on those programs in those institutions where faculty are unionized.
- "Retrenchment Clauses in College Contracts." This
 Center's Newsletter, 2(4): 2-8, Sept/Oct., 1974.

 Study of 80 clauses found in 158 faculty
 contracts covering layoff, financial exigency,
 retrenchment; seniority as a criteria for retention;
 transfers and recall.
- Semas, P. W. "Faculty Layoffs AAUP Revises its Recommendations." Chronicle of Higher Education, 9(8):2, November 11, 1974.
- Semas, P. W. "Hard Times and Freedom in Academe."

 Chronicle of Higher Education, 8(38): 1, 9, July 22, 1974.

 Half of complaints by professors have an economic twist.
- Semas, P. W. "Southern Illinois Drops Its Suit Against
 Teachers." Chronicle of Higher Education, 8(35): 1, 4,
 June 10, 1974.
 S.I.U. drops the unprecedented class action suit
 it filed in December against 6 of the 104 faculty and
 staff members who had been dismissed because of the
 institutions alleged financial trouble.
- Semas, P. W. "Southern Illinois (U.) President Resigns," several months after layoff of 104 tenured/non-tenured faculty due to financial exigency. Chronicle of Higher Education, 8(25):2, March 25, 1974.
- Semas, P. W. "SouthernIllinois to Push Suit Against 19
 Teachers." Chronicle of Higher Education, 8(36):2,
 June 24, 1974.
 S.I.U. trying to reconstitute its class-action suit with 19 teachers with whom it has not yet reached an agreement.
- Semas, P. W. "Tenured Professors Have Only Limited Protection Against Emergency Layoffs, Federal Judge Rules." Chronicle of Higher Education, 8(36): 1-2, June 24, 1974.



RETRENCHMENT (Cont.)

- "Termination of 90 Inflames Issues at University of Puerto Rico." Chronicle of Higher Education, 8(36):2, June 24, 1974.
- Winkler, K. J. "Bloomfield: A troubled college is put in court receivership." Chronicle of Higher Education, 8(40):2, August 19, 1974.

 Bloomfield College, which had filed for special status under the Federal Bankruptcy Act, last week was placed in court receivership while it reorganizes its finances.

SABBATICAL LEAVES

"NEA Planning European Center for Sabbaticals." <u>Higher</u>
Education and National Affairs, 23(11):5, March 15, 1974.

SALARIES

- "Academic Librarians Trailing Teachers in Middle Pay Level."

 Chronicle of Higher Education, 8(33):5, May 20, 1974.

 The Council on Library Resources reports that fewer than 10% of the professional employees in academic libraries are paid more than the assistant professors in their colleges or universities.
- "Average Faculty Compensation at More Than 1,500 Institutions." Chronicle of Higher Education, 8(30):9-10, April 29, 1974.
- "A Back-pay Agreement." Chronicle of Higher Education, 8(37):2, July 8, 1974.

 A large settlement has been negotiated for 17 faculty women at Eastern Montana College at Billings.
- "Faculty Pay and Living Costs." Chronicle of Higher

 Education, 8(39):7, August 5, 1974.

 Chart compiled by the AAUP and Bureau of Labor
 Statistics.
- Fields, C. M. "Inflation." Chronicle of Higher Education, 9(2):6, September 30, 1974.

 Cut spending somewhere else, educators at H.E.W. mini-summit tell Ford.



SALARIES (Cont.)

- "L. A. Teachers Sign Pact; Three SoCal Groups Strike."

 1974-GERR-561:B-19.

 Teachers in L. A. Community Colleges settle
 for 7.5% across the board for certified and 8%
 for non-certified personnel. New benefits include
 improved health and life insurance and two additional
 days of sick leave. Teachers in Fullerton and Downey
 struck for one day when they were offered 7 and 6.7%
 respectively.
- Magarrell, J. "Pay v. Living Cost: The Unequal Race."

 The Chronicle of Higher Education, 9(11):1, 6,

 December 2, 1974.

 Faculty salaries are up 7.5%; the price index,

 12.2%.
- 446

 1973-74 Administrative Compensation Survey, by Management
 Analysis Group, University of California, Berkeley.
 Order from the College and University Personnel
 Association, One Dupont Circle, Washington, D. C.
 20036.
- "1973-74 Salaries of Administrators at 945 Colleges and Universities." Chronicle of Higher Education, 8(36):24, June 24, 1974.

 Extensive fact file. Includes article on pay gains for Women.
- "The 1974 Amendments to the Federal Minimum Wage Law."
 Labor Rel. Rep. 85-Analysis-57 to 60.
- "Retroactive Pay Increase Held Legal by Pennsylvania
 Attorney General." 1974-GERR-552:B-21.
 Retroactive salary increases for public employees provided in collective bargaining contracts do not violate the state constitution.
- "Rutgers Agrees to Back-Pay Settlement." Chronicle of Higher Education, 8(36): 4, June 24, 1974.

 In one of the largest settlements of its kind, Rutgers U. has agreed to make salary adjustment payments to female and minority group members.
- Semas, P. W. "Year's Increase in Faculty Pay More Than Negated by Inflation." Chronicle of Higher Education, 8(30):1, April 29, 1974.
- Semas, P. W. "Unionized Faculties Found Winning Higher Raises." Chronicle of Higher Education, 8(28):3,

 April 15, 1974.

 Study conducted by R. Birnbaum, Chancellor of the University of Wisconsin at Oshkosh.



SALARIES (Cont.)

- "Signing of New Minimum Wage Law." News and Background

 Information, 85-LRR-279 to 280.

 Bill signed by former President Nixon raises

 minimum wages effective May 1, 19/4.
- "Where Faculty Compensation Exceeds \$20,000." Chronicle of Higher Education, 8(30):1, April 29, 1974.
- "Wisconsin Salary Study (of Administrators) Leaves Holes in Ceilings." Chronicle of Higher Education, 8(19): 2, February 11, 1974.
- "Women Faculty Salary Lag Reportedly \$1,500." Higher Education and National Affairs, 23(8):5, Feb. 22, 1974.

SCOPE OF NEGOTIATIONS

Najita, J. M. Guide to Statutory Provisions in Public Sector Coll. Barg.: Scope of Negotiations. Ind. Rel. Center, Coll. Bus. Admin., U. of Hawaii, 1973. \$1.00, 57 pp.

Summary of statutes through 1972 on scope related to grievance and impasse procedures, union security; limits on scope such as management rights, authority of boards, merit & Civil Service System; covers consultation, legislative/employee approvals, savings clause where other statutes prevail.

STRIKES

- "Campus Notes." Chronicle of Higher Education, 9(11):2,
 December 2, 1974.

 New Jersey strike extends into second week.
- "Campus Notes." <u>Chronicle of Higher Education</u>, 9(6):2,
 October 29, 1974.
 Students protest faculty strike at Rider
 College (N.J.).
- "Campus Notes." Chronicle of Higher Education, 9(5):2, October 21, 1974.

Faculty members at Green River Community
College (Washington) have returned to work without
a settlement after a two-week strike; Faculty at
Rider College (N.J.) went on strike after the breakdown of negotiations over salary increases and the
bargaining status of department chairmen; maintenance
workers at Hofstra University strike after rejecting
university wage increase offer.



STRIKES (Cont.)

- "College Strikes Wir Pay Raise" at Green River Community College. American Teacher, 59(3):12, Nov., 1974.
- "Faculty Strikes Settled at Two Colleges." Chronicle of

 Higher Education, 9(3):2, October 7, 1974.

 Strikes settled at Moraine Valley
 College and at Lehigh County Community College.
 Both actions reflected disagreement over salary
 increases.
- "Lockout at Illinois College ends with union victory" as Contract signed at Moraine Valley Community College American Teacher, 59(2):12, October, 1974.
- "Michigan Governor Suggests Compromise Law to Deal With Teacher Strikes." 1974-GERR-554: B-17 to B-18.

 Michigan legislators considering revisions in the state's PERA must find some way of limiting the number of illegal teacher strikes.
- "Nassau (Comm.) College Local OK's Strike as Impasse Continues" after January 20. After vote talks resumed. New York Teacher, 16(17):16, Dec. 22, 1974.
- "New Jersey Professors walk out in first statewide college strike in U. S. American Teacher, 59(4):5, Dec., 1974.
- "New Jersey Teachers Postpone Strike, Continue Talks," at N. J. State College System. Chronicle of Higher Education, 8(19):2, February 11, 1974.
- "C. W. Post (of Long Island U.) Faculty Votes 'No Contract,
 No Work,'" unless settlement reached by January 27,
 1975 with cost-of-living clause. New York Teacher,
 16(19):4, January 12, 1975.
- "Rider College (N. J.) Staff Strikes," with 93% faculty out after year-long negotiations for salary, increased governance, closed shop. Total quote, New York Times, October 17, 1974, p. 45.
- Semas, P. W. "Faculty Members Strike 8 New Jersey State Colleges." Chronicle of Higher Education, 9(10):2, November 25, 1974.
- Semas, P. W. "New Jersey Walkout Ends." Chronicle of Higher Education, 9(12):2, December 9, 1974.

 Teachers return to jobs as talks resume.



STRIKES (Cont.)

- Semas, P. W. "Push Meets Shove in Jersey." Chronicle of Higher Education, 9(13):3, December 16, 1974.

 The cast of characters in this power struggle includes the Governor, the Department of Higher Education, Rutgers U., and a militant, ambitious statewide faculty union.
- Semas, P. W. "Strikes and Settlements." Chronicle of Higher Education, 9(1):3, September 23, 1974.

 A flurry of disputes starts the new year at Moraine Valley Community College (Ill.) and Lehigh County Community College (Penn.); SUNY reached an agreement with its faculty union, an affiliate of both the N.E.A. and the A.F.T.; Penn. State College and University System agreed to a no retrenchment clause; Central Michigan Univ. agreed to their third contract.
- "Supervisors Cut, Teachers Hired in Seattle (Comm.) College Strike Agreement," and strike at Green River Comm. Coll. American Teacher, 59(2):12, October, 1974.

STUDENT EMPLOYMENT

- "Colleges Get Regulations on Pay for Student-Workers."

 Chronicle of Higher Education, 8(36):4, June 24, 1974.
- Kinzer, J. L. and E. H. El-Khawas. Compensation Practices for Graduate Research Assistants: A Survey of Selected Graduate Institutions. American Council on Education, One Dupont Circle, Washington, D. C. 20036; Higher Education Panel Reports No. 21; single copy available free.

Reports on survey of compensation practices and ranges of compensation currently available to graduate research assistants in a number of fields of study at 97 selected institutions.

STUDENTS

"Campus Notes." Chronicle of Higher Education, 9(6):2, October 29, 1974.

A statewide organization of private college students has been established by representatives of 13 of the 17 private colleges in Minnesota.



STUDENTS (Cont.)

- Fenske, R.H. and C.S.Scott. The Changing Profile of College
 Students. American Association for Higher Education,
 One Dupont Circle, Washington, D. C. 20036, Eric/
 Higher Educ. Research Report No. 10, 1973; \$2.00

 Examines new trends in student enrollments, receiving current research literature and analyzing the characteristics of students in a national sample during 1968-73
- National on Campus Report, a monthly newsletter of trends and activities of college students. \$18.00/year.

 Order from Nat. on Campus Report, Hilldale Center, Madison, Wisconsin 53705.

 One issue of newsletter covers "student unionization to get first real test during 1974-75 year."
- "Student Voices 1974: On Work, Love, Politics." Change Magazine, 6(8):14-54, October, 1974.

 These essays project the moods and views of a diverse group of college students.
- Wallerstein, I. and P. Starr, eds. The University Crisis

 Reader: Vol. 1 The Liberal University Under Attack.

 Vol. 2 Confrontation & Counterattack. New York,

 Random House, 1971. 558 pp. (515 pp.) \$10.00 each.

 Covers governance, role of faculty, student
 and faculty power.
- Young, D. P. and D. D. Gehring. The College Student and the Courts. Coll. Admin. Pubs., PO Box 8492, Asheville, N. C. 28804. \$24 for first year subs.; \$14 thereafter. Ringbinder of briefs on students in higher education.

TELEVISION

- Cutter, W. B. "Letter to the Editor." "Cable TV Viewed Seriously by Educators." Chronicle of Higher Education, 8(25):14, March 25, 1974.
- Deiulio, A. M. "Letters to the Editor." Chronicle of Higher Education, 8(37):32, July 8, 1974.

 Reaction to M. G. Scully's special report on the video revolution.
- Ehrlich, G. "Letters to the Editor." Chronicle of Higher

 Education, 8(37):32, July 8, 1974.

 Might not slide projectors offer more flexibility in the classroom than television? And can the education department afford a reel of videotape?



TELEVISION (Cont.)

- "Instructional AV." Nation's Schools & Colleges, 1(4):
 24-26, December, 1974.
 Telestrator turns network TV into a learning
 device; hologram viewer adds new dimension; Magazine
 also contains a collective bargaining department, p. 16.
- Scully, M. G. "Video on Campus: Where's the 'Revolution'?"

 Chronicle of Higher Education, 8(34):9-12, May 28, 1974.

 Such a revolution, with conventional colleges shifting to technologically innovative modes of instruction, was predicted more than two decades ago. It has been a long time coming, and it is still not here. (Special Report).
- Scully, M. G. "Wary of Past Letdowns, Colleges View Cable
 TV Cautiously." Chronicle of Higher Education,
 8(19):3, February 11, 1974.

TENURE

- Allshouse, M. F. Letter to the Editor. "Creative Action Needed to Solve Tenure Problems...." Chronicle of Higher Education, 8(25):14, March 25, 1974.
- "City University of New York Rescinds Its Controversial Policy on Tenure." Chronicle of Higher Education, 8(30):2, April 29, 1974.
- "Coe College Develops New Policy on Tenure." Higher Educ. and National Affairs, 23(7):8, February 15, 1974.
- "College Unionists Hold National Conference" discussing tenure, etc. American Teacher, 59(4):23,
 December, 1974.
- "Correction" to article on decision to abolish tenure at Curry College, Mass., in April 22, 1974 issue. Chronicle of Higher Education, 8(32):4, May 13, 1974.
- "CUNY Tenure Quotas on Way Out." New York Teacher, 15(26): 1, 3, March 3, 1974.
- "Development in the Law Academic Freedom." Harvard Law Review, 81:1045-1159, March, 1968.

 See especially Part II, Section D, "Regulations by Professional Associations, and Section E, "Collective Bargaining."



TENURE (Cont.)

- 496 Scully, M. G. "Faculty, Fearing 'Up or Out' Policy,
 to Abolish Tenure." Chronicle of Higher Education,
 8(29):1, 3, April 22, 1974.

 The faculty at Curry College, a co-educational
 institution in Milton, Mass., (enrollment about 1,000)
 has voted unanimously to abolish tenure and replace
 it with a system of "three year rolling contracts."
- LaNoue, George R. "Tenure and Title VII." The Journal of College and University Law, 1(3):206-221, Spring, 1974.

 Excellent discussion of the potential legalities surrounding tenure and affirmative a tion.
- Maeroff, G. I. "Colleges Urged to Curb Tenure to Avoid Inflexibility in Staffs" at conference sponsored by N.Y.S. Board of Regents. New York Times, March 6, 1974, p. 21.
- Peterson, I. "A Hearing Called on City U. Tenure." New York Times, March 27, 1974, 20:1.
- Peterson, I. "Limits on Tenure Lifted at City U. (of New York)." New York Times, April 23, 1974, p. 19.
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 Pact covering nonteaching professionals and administrators, granted life-long employment after seven years service, may lead to wholesale dismissals based on unreasonably high performance standards.
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- Semas, P. W. "Tenure 2 in every 5 Colleges are now reviewing it." Chronicle of Higher Education, 9(11):2, 7, December 2, 1974.

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- Sievert, W. A. "Faculty Units at Berkeley Seek to Force Professor's Promotion." Chronicle of Higher Educ., 8(14):1, 2, December 24, 1973.

 Refers to Assistant Professor of Criminology Anthony M. Platt.

TENURE (Cont.)

- Sievert, W. A. "Tenure Dispute Tests 2 Roles of President."

 Chronicle of Higher Education, 8(34):1, 2, May 28, 1974.

 In a case that could have wide repercussions, Mr.

 Foresi, Assistant Professor at San Jose State University who was denied tenure, charged that making action by the president the final step in both the promotion process and the grievance procedure subjected the faculty member to double jeopardy.
- 506 Silber, John R., Robert V. Waes, and Joseph A. Kershaw.
 "The Debate on Tenure." Change Magazine, 6(9):
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- Schrems, J. J. "100-percent tenure could mitigate job insecurity and restore the now lost mobility of faculty members." <u>Chronicle of Higher Education</u>, 8(21): 10, February 25, 1974.
- Semas, P. W. "Tenure Curbs Reconsidered In 2 States," at CUNY and NJ State College System. Chronicle of Higher Education, 8(23): 1, March 11, 1974.
- Shulman, C. H. Employment of Nontenured Faculty: Some

 Implications of Roth and Sindermann. American Assoc.

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 20036, ERIC/Higher Educ. Research Report No. 8, \$2.

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- "Teachers' Union Forms Group to Fight Threats to Tenure."

 <u>Chronicle of Higher Education</u>, 8(17): 3, January 28, 1974.

AFT calls tenure quotas a "tricky management device," and has established committee to resist attacks on tenure.

SEE ALSO RETRENCHMENT

UNION SECURITY

- "Dues Check-Off and Union Security Study." This Center's

 Newsletter, 2(2): 1-3, March/April, 1974.

 Analysis of 37 four-year and 105 two-year faculty contracts; with charts.
- Najita, J.M. and D.T. Ogawa, <u>Guide to Statutory Provisions</u>
 in <u>Public Sector Coll. Barg.: Union Security</u>. Ind.
 Rel. Center, Coll. Bus. Admis., U. of Hawaii, 1973.
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 Summary of statutes thru 1972 on union shop,
 service fees, maintenance of membership and dues checkoff.

UNIONS

- "AFL-CIO's New Public Employee Department." News and Back-ground Information, 87-LRR-265 to 266.

 Twenty-four union presidents ratify proposed constitution.
- "AFSCME, SEIU, And AFT Leaders Confer with Ford on Inflation."

 1974-GERR-572: B-12 to B-15.

 A. Shanker declared tight money policy means taxpayers are financing high interest payments instead of public services and facilities.
- "AFSCME's 20th Biennial Convention Meets In Hawaii." 1974-GERR-559: B-9 to B-13, 6-1 to 6-5, H-1 to H-5.

 AFSCME link with NEA through Coalition of American Public Employees affirmed. Text of AFSCME president's speech and selected resolutions included.
- "AFT Backs while NEA Blocks Florida Affiliates' Merger."

 1974-GERR-549: B-20.
 FEA officers voted 2 to 1 to merge with AFT's
 Florida Federation. To be known as United Teachers
 of Florida, the new organization was created "in
 interest of teacher unity" and to "build effective
 teacher power."
- 517 "AFT Elects Shanker, Raises Dues, and Expands Execu. Bd."
 1974-GERR-569: B-9 to B-13.
- "Florida Education Association Becomes Disaffiliated From NEA." 1974-GERR-572: B-16.

 FEA had encouraged locals to "deunify" from NEA in violation of NEA policy for local-state-national unified association membership and had encouraged state and local mergers with the AFT which would require AFL-CIO affiliation.

UNIONS (cont.)

- "Florida NEA AFT Merger Fails, Following Dade County
 Expulsion." 1974-GERR-554: B-18.

 NEA president, Helen Wise, commenting on the proposed merger, stated: 'The positions are clear:

 NEA wants teacher unity: AFT wants AFL-CIO membership. The two are not compatible."
- "Higher Education and The A.F.T." Chronicle of Higher

 Education, 9(10): 2, Nov. 25, 1974.

 The AFT(A.F.L.-C.I.O.) has created an advisory commission on higher education to coordinate its organization efforts among college professors.
- "How the AFT Is Growing." American Teacher, 59(3): 13, Nov., 1974.

 Chart showing membership of 110,552 in 1965 and 414,854 in 1974.
- 522 Lewis, Richard. "Who Will Control the AFT?" Change Magazine, 6(4): 14-17, May, 1974.
- "NEA Breaks off talks with AFT on Merger." Higher Educ. and National Affairs, 23(9): 8, March 1, 1974.
- "NEA Delegates Remain Independent But Militant." 1974-GERR-562: B-12 to B-18, E-1.

 Delegates to NEA's 112th Annual Convention overwhelmingly rebuff attempts to merge with AFL-CIO affiliated AFT but leave eventual merger question open. Text of Resolutions included.
- 1974-1975 Catalogue of AFT Publications. Order Department,
 American Federation of Teachers, 1012 14th St., N.W.,
 Washington 20005.
 Includes listings of all AFT materials concerning a wide variety of topics.
- 526 Schwartz, Edward. "Training Union Leaders." Change Magazine, 6(1): 18-21, February, 1974.

 Interesting expose on efforts of three departments of the AFL-CIO and several universities who are participating in joint programs for workers' education.
- 527 "Self-Styled 'Fogey,' Van Alstyne, Wins AAUP Presidency."

 Chronicle of Higher Education, 8(28): 3, April 15, 1974.
- Semas, P. W. "AAUP Intensifies Its Interest in Politics,

 College Finance"at its annual meeting. Chronicle of
 Higher Educ., 8(32): 3, May 13, 1974.



UNIONS (cont.)

- Semas, P. W. "The Big Kid Gets Tough." Chronicle of Higher Educ., 8(38): 4, July 22, 1974.

 Flexing its formidable muscles, the N.E.A. eyes unionism and politics.
- Semas, P. W. "An Easy Victory." Chronicle of Higher

 Educ., 8(41): 4, Sept. 3, 1974.

 Incumbent David Selden didn't have a chance against Albert Shanker in the A.F.T.'s presidential election.
- Semas, P. W. "Faculty Unionization." Chronicle of Higher

 Educ., 8(37): 5, July 8, 1974.

 Stung by a report critical of its efforts thus
 far, the N.E.A. moves to intensify its organizing
 drives on college campuses.
- Semas, P. W. "New Man at AAUP." Chronicle of Higher Educ. 8(38): 5, July 22, 1974.

 The AAUP has named a new general secretaryJoseph D. Duffey, a former seminary professor and a political activist who once ran for the U.S. Senate.
- Semas, P. W. "Union's New Chief Sets Sights on Colleges."

 Chronicle of Higher Educ., 8(41): I, 4, Sept. 3, 1974.

 A. Shanker says the American Federation of Teachers will give top priority to organizing professors.
- "Shanker Sees Salvation Through Education." - and Politics
 1974-GERR-574: B-3 to B-6.

 AFT president urges teachers to be politically active.
- "Teacher Groups Launch Drives On Vermont, Florida Campuses."
 1974-GERR-576: B-16.
- "Twelfth State Organized By Public Employee Group CAPE."

 1974-GERR-566: B-18 to B-19.

 Virginia has become the latest state to become associated with the two-year old National Coalition of American Public Employees. Virginia Council of AAUP joins in the hope that through cooperation with other labor organizations better working conditions could be secured for public employees.

WOMEN.

- Arden, Eugene. Letters to the Editor. Chronicle of Higher Educ., 9(3): 8, October 7, 1974.

 Any increase of women on faculties may be nothing short of a miracle.
- Baum, Joan. Women in Higher Education, edited by
 W. Todd Furniss and Patricia A. Graham. Change
 Magazine, 6(6): 58-59, July-August, 1974. (Book Review)
- DeCrow, Karen. Sexist Justice. Random House, \$7.95.

 Ms. DeCrow provides a vivid, detailed documentation of the oppression of women through the law.
- Delene, Linda M. Letters to the Editor. Chronicle of Higher Educ., 9(3): 8, October 7, 1974.

 Women have more than token roles in college administration.
- "Demise of State Women's Hours Laws." News and Background
 Information, 86-LRR-111 to 112.

 EEO amended guidelines make clear that state
 limitations on employment of women discriminate as
 to sex.
- Furniss, W. T. and P. A. Graham, Eds. Women in Higher

 Education. American Council on Educ., One Dupont
 Circle, Washington, D.C. 20036, 1974. 336p. \$10.00.

 Covers affirmative action, promotion, maternity
 leave, day care services.
- Jongeward, D. Affirmative Action (Programs) for Women: A Practical Guide. Addison-Wesley Pub. Co., Reading, Mass. 01867, \$8.95.
- Krohn, Barbara. "The Puzzling Case of The Missing Ms."

 Nations's Schools & Colleges, 1(3): 32-38, November,

 1974.

 Extensive discussion of women in management and

the changes which may come about through affirmative action programs and the activities of women's groups. Magazine also contains a Collective Bargaining department, p. 50.

"New Coalition of Labor Union Women." News and Background Information, 85-LRR-246-247.

Group will oppose sex discrimination and support
legislation for child care, liveable minimum wages
and health laws, and improved maternity and pension
benefits.

WOMEN (Cont.)

- "Occupational Ranking by Earnings" in fields with forty percent or more females, women are in the top half of the salary bracket for college Teachers of health specialities (including nursing), and college teachers of home economics."

 Memorandum, 29(32-4): 3-4, Aug. 28, 1974. Published by N.Y.S. Department of Labor.
- 547 "OFCC Proposed Sex Guidelines." News and Background Information, 87-LRR-62-64.

 Hearings explore actuarial issues.
- 548 " A Panel on Women Named by A.C.E." Chronicle of Higher Education, 8(14): 5, December 24, 1973.
- 549 Peterson, I. "Advance Women, City University (of N.Y.)

 Board Bid: Plea Made for Promotion..."

 Times, September 24, 1974, p.81.
- The Project On The Status and Education of Women. B. Sandler,
 Director. Association of American Colleges, 1818 R.
 Street, N.W., Washington 20009.
 Series of in depth research asbracts, articles,
 and newsletters are available concerning a wide array
 of topics pertinent to women in higher education.
 Bibliographies on women in education also available.
- 751 "Rise in Number of Women in Labor Unions." 87-LRR-230-231.

 Proportion of total membership rose 10 percent during 1970-1974.
- S1.25.

 Ms. Ross' book gives women ideas and concrete information on how to use the law as a sword and a shield. In clear, simple, question and answer format she tells women what their rights are and how to get them.
- 553 Sinowitz, Betty E. "College Faculty Women Fight Sex Bias."

 Today's Education, 63(3): 58-59, 62, September
 Otcober, 1974.
- 554 Slippery Rock State "College to Reconsider Women It Rejected" for employment. Chronicle of Higher Education, 8(32): 2, May 13, 1974.
- "Statistical Profile of Working Women." News and Background Information, 87-LRR-248 to 249.

 Special Assistant to Director of OFCC outlines 1973 figures.



WOMEN (cont.)

- 556 Stent, Angela. "The Women's Bid for a Rhodes." Change Magazine, 6(5): 13-16, June, 1974.
- 557 "Women in the Labor Force." 86-LRR-170.

 Women make up nine percent more of the labor
 force in 1973 than in 1947.
- A Working Woman's Guide to Her Job Rights. U. S. Department of Labor, Women's Bureau. 1974. 38p.

WORKLOAD

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 Educational Record, Winter, 1974, 52-58.

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- "Two-year College Workload Study." This Center's Newsletter, 2(2): 4-7, March/April, 1974.

 Survey of 85 two-year college faculty contracts covers preparations, interpretation difficulty, office hours and class size.
- Yuker, H.E. Faculty Workload: Facts, Myths, and Commentary.

 AAHE, One Dupont Circle, Washington 20036; ERIC/Higher

 Education Research Report No. 6, 1974, \$3.

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ACADEMIC FREEDOM

- Boffey, P. M. "Debasement of Academic Freedom Laid to President's Permissiveness." Chronicle of Higher Education, 8(23): 1, 7, March 11, 1974.
- Bunzel, J. H. "Six New Treats to The Academy." Chronicle of Higher Education, 8(15): 24, January 14, 1974.

"Many ethnic-studies and affirmative action programs have encouraged the growth of an infatuation with ethnicity.... Matters never brought to litigation before, i.e., tenure, promotion, the making of professional judgments... are now increasingly headed for the courts."

- "Concordia (Theological Seminary Missouri) Students at
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- 748 Striking Teachers Dismissed at Largest Lutheran Seminary, Concordia Seminary. Chronicle of Higher Education, 8(21): 1, 3, February 25, 1974.
- Hofstadter, R. Academic Freedom in the Age of the College. Columbia University Press, 1955; paper, 1961.
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- 568 Aiken, R. J. "Academic Freedom as a Legal Concept." College Counsel, VII(1): 214-40, 1972.
- Boland, W. R. Letter to Editor and author's reply regarding J. Victor Baldridge's report "College Size and Professional Freedom" in the May, 1973 issue. Change, 5(7): 2-3, September, 1973.
- "Consultant Inquiry Becomes Freedom and Privacy Dispute."

 Inquiry into consultantships at Univ. of Minnesota was turned into dispute of academic freedom and students rights to privacy. Chronicle of Higher Educ., 7(40): 3, August 13, 1973.
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ACADEMIC FREEDOM - cont.

572 "Seminary Head Suspended; Students, Faculty Strike."

Chronicle of Higher Education, 8(17): 2, January 28, 1974.

Relating to Concordia Seminary.

ADMINISTRATION

- 573 Anello, M., ed. <u>The Future College Executive</u>. Division of Higher Education, Boston College, Chestnut Hill, Mass. 02167. \$3.00.
- Knox, W. B. Eye of the Hurricane: Observations on Creative Educational Administration. Oregon State Univ. Press, P.O. Box 689, Corvallis, Ore. 97330. \$4.75.
- 575 Kaplowitz, R. A. <u>Selecting Academic Administrators: The Search Committee</u>. American Council on Education,
 One Dupont Circle, Room 823, Washington, D.C. Discusses formation of a search committee, and organizational tasks facing them. (Single copies free.)
- 576 "Onondaga (Community College) Refuses to Pay Damages to Two Ex-Staffers." Chronicle of Higher Education, 8(18): 2, February 4, 1974.
- 577 School Administrators Lag in Fight for Rights. Higher Education Daily, November 14, 1973, p. 3
- Trustees Remain Favorable After Evaluations of Presidents."

 <u>Chronicle of Higher Education</u>, 8(18): 2, February 4,

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Trustees of Alfred University and Indiana University complete evaluations of Presidents' performances.

AFFIRMATIVE ACTION

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 <u>Higher Education Daily</u>, December 14, 1973, p. 2.
 - "OFCC's Planned Sex Guidelines." Labor Relations Reporter,
 85:186 188.

 Colleges endorse plan whereby employers continue
 providing equal contributions, but not equal
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 women's rights groups & some unions prefer equal
- "Three Universities Train Chicano Administrators." Chronicle
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 and Southern California.



benefits.

AFFIRMATIVE ACTION - cont.

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 Office of Civil Rights gives the University thirty days to produce acceptable hiring plan for women and minorities.
- 591 EEOC Finds University of Pittsburgh Guilty of Discrimination.

 Higher Education Daily, November 27, 1973, p. 3.
- 592 "EEO Council Weighs Draft Guidelines On Employee Testing."

 NACUBO The College and University Business Officer,

 7(7): 8, January, 1974
- 593 "Accrediting Federation Reaffirms Principle of Nondiscrimination." Chronicle of Higher Educ., 8(12): 6, December 10, 1973.
- "EEOC Information Report" delineates who should be included in various racial categories such as "White," "Black," "Asian," etc. Labor Relations Reporter, News and Background Information, 85: 37 to 38, January 14, 1974.
- 595 (Federation of Regional Accrediting Commissions of Higher Education)
 FRACHE Adopts Policy on Nondiscrimination. Calls for nondiscrimination but with due regard for affirmative action. Higher Education and National Affairs, 22(42): 5, November 16, 1973.
- 596 Fields, C. M. "Government Gives Berkeley 30 Days to File Rights Plan."
 Chronicle of Higher Educ., 8(11): 4, December 3, 1973.
- 597 "NAACP Seeks More Blacks at U. of Cal." Chronicle of Higher Educ., 8(12): 12, December 10, 1973.
- "Quotas Not HEW Goal, Weinberger Declares."

 Equal employment does not require that universities set quotas or hire and promote underqualified candidates. Higher Educ. and National Affairs., 22(43): 7, November 30, 1973.
- "Revisions Proposed for Bias Guidelines." Affects insurance, pension and retirement benefit programs. Higher Educ. and National Affairs, 23(1): 4, January 4, 1974.
- 600 Steinbach, S. E. "Fighting Campus Job Discrimination." Change, 5(9): 51-52, November, 1973.

AGENTS

- College selects NEA. Other elections scheduled.
 Southern Oregon College selects independent, and
 AFT at Southwestern Comm. College. Chronicle of
 Higher Education, 8(21): 2, February 25, 1974.
- "Collective Bargaining Wins on Two Campuses." Chronicle of Higher Educ., 8(17):2, January 28, 1974.

 Hillsboro Community College, Florida, by the NEA and an independent organization; Jamestown College (in N.D.) by the NEA.
- 603 "Faculties in Michigan and Oregon Vote for Collective
 Bargaining" but run-off elections for agent required
 at Eastern Michigan University, Portland Comm. College
 and Lane Comm. College. Chronicle of Higher Educ.,
 8(23): 5, March 11, 1974.
- 604 "NYU Faculty, In 507-404 Vote, Rejects Bargaining." Chronicle of Higher Education, 8(16): 1, January 21, 1974.
- 605 NYU Law School Votes for Separate Bargaining Agent. <u>Higher</u>
 <u>Education Daily</u>, November 20, 1973, P. 3
- Pennsylvania PERB Certifies AFT as representative of full-time professional teachers. (PERA R 111 C, Nov. 29, 1973.) 1974 GERR 546: C 7.
- 607 Sievert, W. A. "Bargaining Vote Set this Week at U. of Hawaii" after AFT Certification is Challenged by AAUP NEA. <u>Chronicle of Higher Education</u>, 8(23): 1, 4, March 11, 1974.
- 608 "Feculty at Rider Chooses AAUP." Chronicle of Higher Educ., 7(39): 3, July 30, 1973.
 - 609 Faculty members of Antioch College, Albion College, Univ. of Mass. (Amherst) and Villanova Univ. rejected collective bargaining and voted for "no agent". Higher Educ. and National Affairs, 22 (43): 5, November 30, 1973.
 - 610 Listing of 212 College Faculties with Collective Bargaining Agents, and accompanying tables and graphs. Information supplied by the National Center. Chronicle of Higher Educ., 8(10): 8, November 26, 1973.
 - 611 "NYU Faculty Rejects Collective Bargaining." Higher Educ. and National Affairs, 23(3): 4, January 18, 1974.



AGENTS - Cont.

- Organizing Dispute Ends Between AFT and Vermont State Colleges."

 Vt. State Colleges Administration will not interfere with AFT's attempts at organizing non-teaching staffs of the state colleges.

 Both AFT and NEA are trying to organize the Univ. of Vt. faculty.

 1974-GERR- 537: B-13 to 14.
- 613 Peterson I. "Faculty at N.Y.U. Facing a Runoff On Selection of a Bargaining Agent." N.Y.Times, November 17, 1973, 39:2.
- 614 Peterson I. "N.Y.U. is Fighting Unionization Bid." N.Y.Times, November 13, 1973, 35:1.
- 615 Semas, P.W. "Faculty at C.W.Post (Long Island U.) Picks A.F.T., 243-50."

 Chronicle of Higher Educ., 8(12): 12, December 10, 1973.

 A.F.T. also selected for Franklin Pierce College in New Hampshire.

 Law Faculty of Univ. of San Francisco opt for independent union.
- 816 Semas, P.W. "Four More Faculties Reject Unionization; Run off Due at New York University." Chronicle of Higher Educ., 8(10): 1, 7, November 26, 1973.

 Campuses that turned down bargaining include U. of Mass. Amherst, Villanova U., Antioch College and Albion College.
- "Survey Shows 156 Current Contracts." The National Center's study shows that the 156 institutions have signed a total of 258 contracts with their faculties. Copies of the report, "Contracts and Agents", are available from the National Center. Higher Educ. and National Affairs, 22(43): 5, November 30, 1973.
- 618 "University of Mass. Faculty Turns Down AAUP-MTA Coalition." 1973-GERR - 535: B-18.
- of Higher Education, 8(13): 10, December 17, 1973.

 Letter to the Editor from President of Olivet College Chapter of the AAUP. Petition for election was withdrawn because of the effectiveness of a competent new dean.
- U. of Minnesota and U. of Michigan. Chronicle of Higher Education, 8(22): 2, March 4, 1974.
- "Vermont State College Professors choose A.F.T." Chronicle of Higher Educ., 8(13): 2, December17, 1973.

ARBITRATION AWARDS - ILLINOIS

Junior College Dist. No. 508 and Cook Co. College Teachers Union.

Temporary substitute teachers cannot qualify for transfer rights (September 4, 1973).

Arbitration in the Schools, 49:3, March 1, 1974.

AAA Case No. 49-T-2, 7 p.



ABRITRATION AWARDS - MICHIGAN

- Alpena Community College Faculty Council and Alpena Board of Education.

 Arbitrator E. J. Forsythe rules that teacher was afforded adequate notice of nonrenewal as per State's Tenure Act. but adds that materials placed in her personnel file without her knowledge must be removed. Second teacher/grievant must be granted tenure and reinstated (AAA Case No. 54-39-0558-73, Jan. 25, 1974.) Total quote from 1974 GERR-552:C-2.
- Lansing Community College Board of Trustees and Michigan
 Association for Higher Education.
 In computing the amount of pay due a faculty
 member who had worked during eight pay periods
 prior to the beginning of his professional leave,
 the College had the right to calculate the sum
 on the basis of the number of days worked rather
 than on the basis of an equal amount of pay for
 each pay period (July 24, 1971.)
 Arbitrations in the Schools. AAA Case No. 24-R-19, 8p.
 - Wayne Co. Community College and Federation of Teachers.

 Time limits for filing grievances regarding termination commences when instructor is notified officially of non-reappointment and not when he is told informally prior to this time.

 Termination of part time instructor requires proof of just cause (November 8, 1973). Arbitration

 In the Schools, 49: 3, March 1, 1974. AAA Case

 No. 49AD-4, 15 p.

ARBITRATION AWARDS - NEW JERSEY

626 Middlesex County College and Middlesex Co. College Faculty Organization.

Nursing faculty are entitled to be paid for session planning meetings of faculty and students. It is considered "regularly sched - uled instructional activity." (August 29, 1973). Arbitration In the Schools, 49:7, March 1, 1974. AAA Case No. 49-P-16, 18 p.

ARBITRATION AWARDS - NEW YORK

- CUNY Professional Staff Congress and Board of Higher Education of the City of New York.

 Arbitrator George Nicolau rules that Board did not violate contract By-Laws or policies of Board by not reappointing non-tenured instructor to teaching post for academic year of 1973-74.

 (AAA Case No. 1339-0741-73, May 1, 1974.)

 Total quote from 1974-GERR-568:C-3.
- Onondaga Community College and Onondaga Community College
 Federation of Teachers.
 Arbitrator Rodney E. Dennis rules that College
 violated contract when it promoted on 14 of 35
 candidates for promotion recommended by Reappointment, Promotion and Tenure Committee.
 (AAA Case No. 15-39-0151-73, September 14, 1973.)
 1974-Gerr-548:C-3.
- 629 CUNY and Legislative Conference. Arbitrator cannot force member of the Personnel and Budget Committee to reveal why an assistant professor was not promoted even if she claims sex discrimination. The policy of secrecy was never challenged in collective bargaining (October 16, 1973). Arbitration in the Schools, 47:3, January 1, 1974. AAA Case No. 47-MX-1, 1lp.
- Erie Community College and Faculty Federation. Dean was required to submit written reasons to the appointment committee for rejection of their recommendations only if the entire list was rejected. No obligation existed to explain why he selected a candidate other than the one rated most preferred (August 22, 1973). Arbitration in the Schools, 47:4, January 1, 1974. AAA Case No. 47-G-7, 8p.
- Rockland Community College and Fed. of Teachers.

 Teachers, who are appointed while collective bargaining over step levels in salary is taking place, shall
 be incorporated into such steps, even though salary
 level subsequently changed from that which prevailed
 at time of appointment. NYS PERB No. A72-45,
 9 p., March 8, 1974. (Copy available from this Center)

ARBITRATION AWARDS - New York - cont.

Onondaga Comm. College and Federation of Teachers.

Per diem payment for services performed after issuance of memorandum announcing a moratorium on such per diem work is not collectible as the memo constitutes adequate notice that future payment for such work is not guaranteed. (July 24, 1973). Arbitration in the Schools, 47:4, January 1, 1974. AAA Case No. 47-P-5,7p.

ARBITRATION AWARDS - Wisconsin

- Eau Claire Technical Institute and AFT. 1974-GERR-538:C-4.

 Failure to reschedule summer classes to provide teacher with full load is not violation of contract. (D. B. Lee, arbitrator, WERC, December 22, 1972.)
- Lakeshore Area Board of Vocational, Technical (College) and Adult Education and Area Eleven Education Association. Arbitrator Marvin L. Schurke rules that grievant had not accumulated enough occupational experience to qualify for advancement on vertical axis at established rate of one step on salary schedule for each year of work experience.

 (November 7, 1973.) Total quote from 1974-GERR-552:C-3.
- Milwaukee Area Technical College and American Federation of Teachers/WFT.

 WERC-appointed Arbitrator H. Herman Rauch rules that College Instructor's five-day suspension for allegedly failing to submit grades without "incomplete" designation for students in combined courses is not for "Just Cause" and orders suspension rescinded and salary for that period restored. (October 5, 1973.) Total quote from 1974-GERR-548:C-4.

ARBITRATION/FACT-FINDING AWARDS - CALIFORNIA

Peralta Colleges - Helmut F. Schmitt and Peralta Federation of Teachers (AFT).
Chairman of Tripartite Fact-Finding Committee,
Arthur B. Jacobs, recommends grievant be credited with serving 75 percent of days during academic year, thereby classifying him as a regular employee at beginning of fiscal year 1973-74.
(FMCS No. 74K00350, February 21, 1974.)
Total quote from 1974-GERR-563:C-3.

ARBITRATION/FACT-FINDING AWARDS - NEW YORK

Niagara County Community College and Niagara County Community
College Faculty Association.

A Fact-Finder recommended new contract terms for
Community College Faculty. Items discussed included; a)wage increases, b) the promotion clause,
c) the Major Medical Plan, d) faculty orientation
period, e) the make-up of the Faculty Committee,
f) salary retroactivity. (January 24, 1974.)
Arbitration in the Schools, 50:8 April 1, 1974.

AAA Case No. 50-C-18, 8p.



ARBITRATION FACT-FINDING AWARDS - New York (Cont.)

638 "CUNY and the Fact Finders," letter to the editor by D. Newton. New York Times, June 26, 1973, 44:4.

ARBITRATION/FACT-FINDING AWARDS - WISCONSIN

Blackhawk Vocation, Technical and Adult Education District 5
and American Federation of Teachers.
In opinion of Fact-Finder, Philip G. Marshal,
proposal of Federation for 5 percent acrossthe-board increase is recommended (WERC Case V,
No. 17211 FF-562, Decision No. 12206-A, January
4, 1974.) Total quote from 1974-GERR-552:C-5.

ARBITRATION PROCEDURES -RELATED REFERENCES

- "Another Appeals Court Decision Upholding Collyer Doctrine."

 <u>Labor Relations Reporter Summary of Developments</u>,

 85(21): 1-2. Doctrine holds that NLRB will defer
 to grievance & arbitration procedures in a collective
 bargaining contract.
- "Deferral To Grievance Arbitration Machinery." <u>Labor</u>

 <u>Relations Reporter News Background Infor.</u>, 85:

 119-120. Report issued by General Counsel of the NLRB.

COLLECTIVE BARGAINING

- "Collective Bargaining: A Roundup." NACUBO The College and University Business Officer, 7(6): 7, December, 1973.
 - News notes from Acad. C. B. Infor. Service on State & Federal Legislation, election results.
- "Collective Bargaining: A Roundup." NACUBO The College & University Business Officer, 7(7): 6, January, 1974.

 Summary of State & Federal Legislation, election results.
- Crane, W. J. "Collective Bargaining occurs between adversaries, otherwise, its not bargaining but cooperation." Letter to the editor by a Professor of Eastern Illinois University. Chronicle of Higher Education, 8(13): 10, December 17, 1973.
- "Education Study Foresees 'Domino' Effect of College Level Bargaining." 1974 GERR 546: B-13. Report indicates that nonbargaining institutions may be forced to match salary and working conditions negotiated in other schools if they wish to remain competitive.

COLLECTIVE BARGAINING - cont.

- 646 Educators Meet to Learn about Collective Bargaining.

 <u>Higher Education Daily</u>, November 14, 1973, p. 6.
- Education Dept., Nat. Assn. of Manufacturers, 277

 Park Ave., NY, NY 10017. 31 p.

 Contents: Public Educ. and Teacher Unions; Government Employee Unions and the Responsiveness of Govt. by B. Thompson, Chairman Texas Steel; The Differences between Government and Private Sector Bargaining by E. Farley, Chairman Richmond Engineering Co; Collective Bargaining in Higher Educ. by H. Irish, Chairman Tinamo Spring Co.; Collective Bargaining in Educ. by H. Webb, Exec. Dir. Nat. School Bds. Assn.
- 648 Begin, J. P. Faculty Bargaining: Historical Overview and Current Situation.

 Institute of Management and Labor Relations, Rutgers University,

 New Brunswick, New Jersey 08903. 1973.
- "Collective Bargaining: New Faces at the Bargaining Table." Compact, Education Commission of the States, June, 1972.
- 650 Graham, D. L. "Strategy for Faculty; Be Committed, Disciplined," at the bargaining table. Chronicle of Higher Educ., 8(10); 13, November 26, 1973.
- 651 Hixson, R. A. Problems in Negotiating for Professors, American Federation of Teachers, 1012 14th St., N.W., Washington, D. C. 20005, 1970.
- 652 "Md. Conference Considers Public Sector Labor Relations Challenges."

 1973-GERR-534: 2, B-4 to 7, F-1 to 4 (text). Considers challenges in public sector bargaining including higher education.
- Mintz, B. and Hyman, L. W., two Letters to the Editor regarding Everett Ladd and Seymour Lipset's article, "Unionizing the Professoriate" in the Summer, 1973 issue. Change, 5(8): 4, October, 1973. Mr. Mintz's letter refers to salary schedules at CUNY.



COLLECTIVE BARGAINING - Cont.

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 Times, January 6, 1974, Part iv, 9:1. Covers progress for unions, changes in tenure, union membership as no guarantee of job security.
- 656 Semas, P. W. "Faculties at the Bargaining Table." Discussion on the pros and cons of faculty unionization. Chronicle of Higher Educ., 8(10): 9, 10, November 26, 1973.
- 657 Semas, P. W. "A Senate for Academic Issues, a Union for Economic Issues," at Central Mich. Univ. Chronicle of Higher Educ., 8(10): 10-11, November 26, 1973.
- Spivak, J. "Drive to Unionize College Teachers Gains Strength, Faces a Key Test in Election at N.Y.U. This Week." Wall Street Journal, January 10, 1974, 32:1.
- Walters, D. E. "Collective Bargaining in Higher Education." A G B Reports,
 March, 1973.
- 660 Whitmore, E. H. "Central Michigan's president emeritus did not cause pro-union vote, mathematicians say." Chronicle of Higher Educ., 8(12): 16, December 10, 1973. Letter to the Editor by the Chairman of the Math Dept. at Central Michigan U.

COLLECTIVE BARGAINING - RELATED REFERENCES

"Study of Collective Bargaining Since 1948." <u>Labor</u>

<u>Relations Reporter - News & Background Infor.</u>,

85: 213-214.

COLLECTIVE BARGAINING (STUDENTS)

- National Meeting to Air Role of Students in Collective
 Bargaining. <u>Higher Education Daily</u>, October 26, 1973,
 p. 4.
- "Union of Students at N.J. State College (Richard Stockton State College) Negotiate Pact with Faculty Local" so that no student rights will be abrogated in contract between faculty and state for all eight N.J. Colleges.

 Chronicle of Higher Education, 8(21): 3, February 25, 1974.



COLLECTIVE BARGAINING (Students) - Cont.

- *Campus Notes. Chronicle of Higher Education, 9(9):2,

 November 18, 1974.

 Students have been invited to participate in
 faculty collective bargaining at Bloomfield College
 (N. J.)
- 665 Orze, Joseph J. Letter to the Editor. Chronicle of

 Higher Education, 8(29):11, April 22, 1974.

 "Student involvement in collective bargaining is 'here to stay' at Southeastern Massachusetts U."
- Project Reports from Research Project on Students and Collective Bargaining, Alan R. Shark, Director, 1730 Rhode Island Avenue, N. W., Suite 500, Washington, D. C. 20036. Phone (202) 785-2322.
- 667 Semas, P. W. Chronicle of Higher Education, 8(26):3,
 April 1, 1974.
 "Student's Role in Faculty Bargaining in
 Jeopardy in Massachusetts."
- 668 Coe, A. C. "The Implications of Collective Bargaining for Students and Student Personnel Administrators." NASPA Journal, 11(2): 9-18, October, 1973.
- 669 Semas, P. W. "Student Sits on Administration Side of Table In Bargaining with Faculty at Ferris State." Chronicle of Higher Educ.,8(12): 12, December 10, 1973.
- "Univ. of Colorado Food, Library Workers Win 35 Cents/Hour After Strike."

 1973-GERR-534:B-15 to 16.

 Part time food service and library employees, most of them students, win raise, but were unable to win recognition as a bargaining unit.

COLLEGIALITY

- 671 Walters, D. E. "Collective Bargaining: Helping to Restore Collegiality."

 <u>Chronicle of Higher Educ.</u>, 8(10): 24, November 26, 1973.
- 672 Colbert, J. G. "Can Collective Bargaining by Professor's
 Bring a New Spirit of Collegiality?" Chronicle of
 Higher Education, 8(17): 17, January 28, 1974. Letter
 to the Editor by the Pres. of Boston State College
 Faculty Feder., AFT Local.

COLLEGIALITY - cont.

Surowka, T. D. "Can Collective Bargaining by Professors Bring a New Spirit of Collegiality?" Letter to the Editor by The Chief Negotiator of the Comm. College of Beaver County, PA. Chronicle of Higher Educ., 8(17): 17, January 28, 1974.

CONTRACTS

- 674 AAUP Congratulates Hawaii Faculty for Vote on Contract.

 <u>Higher Education Daily</u>, November 29, 1973, p. 2.
- 675 City Colleges of Chicago Teachers' Union Sign Contract.

 <u>Higher Education Daily</u>, November 1, 1973, p. 5.
- 676 CUNY Teacher Strike Averted by New Three-Year Contract.

 Higher Education Daily October 9, 1973, p. 3.
- 677 Hawaii Faculty Crushes New Contract, AAUP Moving In. Higher Education Daily, November 27, 1973, p. 1.
- 678 "City U. Faculty Approves Contract." N. Y. Times, September 26, 1973, 45:6.
- 679 "City U. of N. Y., Faculty Reach Agreement." Chronicle of Higher Educ., 7(39):4, July 30, 1973.
- 680 Faculty at Univ. of Hawaii rejected overwhelmingly a contract which had been negotiated between the administration and the union, an AFT affiliate. The AAUP denounced the contract, stating that it would have "demolished academic freedom and tenure at the university." (Total quote.) Higher Educ. and National Affairs, 22(43):5, November 30, 1973.
- Graduate Assistants Included in Contracts."

 Rutgers U. faculty contract includes grad. assistants as members of the bargaining unit. Chronicle of Higher Educ., 7(39): 4, July 30, 1973.
- 'Hawaii College Teachers Reject Contract; Decertification in Offing." 1974-GERR-537:1, B-6 to 8.
- Johnston, R. J. H. "Medical College and Union in Pact." N. Y. Times, June 20, 1973, 45:5. College of Medicine and Dentistry of N. J. is first medical college to sign contract.
- "New Contract Signed at City University of New York." 1973-GERR-524:1, B-11 to 12.
- Peterson. I. "Union and City U. Reach an Accord." N. Y. Times, July 24, 1973, 42:4.
- Peterson, I. "Union at City University Challenges Board of Education on Unilateral Settlement of Contract Dispute." N.Y.Times, June 19, 1973, 23:1.



CONTRACTS (Cont.)

- 687 "AFT Members Ratify Contract for (N. J.) State College Facilities." 1974-GERR-544: B-18.

 Union council president said the pact "assures that there will no longer be unilateral decisions by the Board of Higher Education and it soundly establishes the union as a recognized party to decision-making in the administration of the (New Jersey) State College System."
- 688 Benewitz, M. C. "Contract Requirements in Higher Education and Reality: A Note on the creation of Conflict." On file, NCSCBHE. See Reference 865.
- of L. I. U. to avoid strike. New York Times,
 January 25, 1975, p. 31.
- 690 "Faculty Pact Reached at C. W. Post" with improvements in tenure, governnce. New York Times, January 28, 1975, p. 37.
- 691 "Cost-of-Living Pact at Wayne State Hailed as Higher Education Pacesetter." 1974-GERR-574: B-10 to B-11.

 Wayne State University in Detroit, Mich., reaches tentative two-year agreements with two staff associations and AAUP, covering 1,200 clerks, 1,600 professors, and 250 administrators which provide general raises plus two escalator hikes.
- 692 Dileo, Francis X. Letters to the Editor. Chronicle of Higher Education, 9(6):12, October 29, 1974.

 Two statements in the agreement of the University of Bridgeport are clarified. Concerns personnel policies and governance.
- "Faculty Pact at Franklin Pierce Lets Chips Fall Where
 They May." Chronicle of Higher Education, 9(11):6,
 December 2, 1974.

 As part of the compensation provided in a newly
 negotiated contract, each faculty member at Franklin
 Pierce College (N. H.) is entitled to cut one cord
 of wood on college land for personal use.
- "First College Contract Signed in New Hampshire," by AFT
 Union at Franklin Pierce College. Also new contract
 at Community College of Allegheny County, American
 Teacher, 59(4): 7, December, 1974.

CONTRACTS (Cont.)

- "National Higher Education Bargaining Center Studies
 Faculty Agreements." 1974-GERR-554:D-1 to D-4.

 As part of its continuing effort to document
 current and historical faculty collective bargaining
 activity, NCSCBHE at CUNY, tabulates cumulative faculty
 agreements, years first pacts were signed, institutions
 with current bargaining agents and contracts, and
 number of states with current agreements.
- "Ohio Community College Professors Receive 5.3 Percent
 Pay Increase." 1974-GERR-553: B-23.
 Trustees of Cuyahoga Community College with 395
 fulltime professors at three Cleveland area campuses,
 have approved a two-year wage agreement which raises
 salaries by 5.3 percent. College president cited the
 pact as a national model for colleges, noting it was
 reached without collective bargaining.
- "Raises of 6 to 14 Percent go to N. Y. Westchester College Faculty." 1974-GERR-557: B-19 to B-20.

 The contract covers the college's entire faculty -instructions, assistant professors, associate and full professors.
- "Ratify New Pact Covering Staff at N. J. College Campuses,"
 N. J. State College System with binding arbitration,
 the first for any N. J. State Employees. New York
 Teacher, 15(26):27, March 3, 1974.
- "Rhode Island Academics Ratify Bargaining Agreement." 1974-GERR-574: B-20.

 Between a 4% across the board pay hike, a

 "satisfactory performance increment" award of \$650

 (for 325 of 333 faculty members), and an additional
 award of \$200 for "outstanding performance" (to 117
 teachers), the average member of the R.I.C. faculty
 receives a raise of 9.2 percent.
- 700 "Tenure Rights Won by N. Y. Non-Teaching University Professionals." 1974-GERR-563: B-10 to B-11.

 Some 4,000 university professionals such as computer programmers and admissions officers are eligible for "continuing appointment" in contract between S.U.N.Y. and United University Professions.
- 701 "University of Delaware Faculty Gets 8 Percent Raise in New Pact." 1974-GERR-556: B-15 to B-16.

CONTRACTS, CONTENTS OF

702 "What's Actually in a Faculty Contract." Chronicle of Higher Educ., 8(10):14, November 26, 1973. This article cutlines the provisions that may be included in a contract.



COURT CASES - ARIZONA

"Navajo Tribal Court Finds Teacher's Discharge not in Vio-703 lation of First Amendment Guarantees." 1974 - GERR -541: 1, B-11 to 14.

Navajo Community College dismissed instructor who criticized college and administration. Since college did not honor its own deadline for notification of nonrenewal, the instructor was awarded half his annual salary. (Richard Marson vs. Navajo Comunity College, Tribal Court of the Navajo Tribe, Judicial Dist. of Chinle, Arizona; Sept. 12, 1973.)

COURT CASES - CALIFORNIA

- "California Court Tests Confidentiality in Psychiatry." 704 Chronicle of Higher Education, 8(24): 2, March 18, 1974. Case in Parasoff vs U. of California at Berkeley to be reviewed by Ca. Supreme Court.
- "Judge enjoins payment of \$83 million to California Workers." 705 U. S. District Court Judge Philip Wilkins granted Federal Attorneys a preliminary injunction halting payment of \$83 million in pack pay raises to 80,000 California State employees until a similar case is decided in the U. S. Supreme Court. 1974-GERR-557:B-18, 19.

COURT CASES - CONNECTICUT

Catherine Healy vs F. Don James et al. U.S. Supreme Court 706 rules that College President must grant recognition to local SDS Chapter unless he can show that they advocate views directed to incite imminent lawless action. Summary at 33L. Ed. 2d. 266, June 26, 1972.

COURT CASES - KENTUCKY

"Dismissal of Teacher Upheld by Appeals Court." 707 * Eastern Kentucky University was justified in firing professor whose teaching style was unacceptable. It was not deemed a violation of her First Amendment rights. Chronicle of Higher Education, 7(30): 3, July 30, 1973.

COURT CASES - KENTUCKY - cont.

The U. S. Supreme Court let stand the right of Eastern Kentucky Univ. to refuse to renew the contract of non-tenured teacher whose teaching methods and philosophy were different from those of the university. (Total quote.). Higher Educ. and National Affairs, 22(44):3, December 7, 1973.

COURT CASES - MAINE

709 Southern Maine Vocational Institute. "Finality of Maine Appeals Board Decision on State Worker's Dismissal Upheld."

Maine Supreme Court rules that the Appeals Court decision is final and not subject to judicial review. 1973-GERR-524: 2, B-3 to 5. Maine Sup. Judicial Ct., Docket No. 944, Law Docket No. 732, August 1, 1973.

COURT CASES - MICHIGAN

710 Detroit Board of Education, C. Warczak et al, vs.

"Michigan's Agency Shop Law Held to Apply Retrospectively."

1973-GERR-534:1, B-1 to 2. (C.Warczak vs., Wayne County
Circuit Court Nos. 145-080, 155-255, November 5, 1973.)

COURT CASES - MINNESOTA

"Minnesota Professor, Others Win Suit Against Police."

Chronicle of Higher Education, 8(13): 2, December 17,

1973. Police raid at home of Univ. of Minn. Professor D. T. Lykken was motivated by desire to harass anti-war activists and was "a flagrant example of extrordinarily bad judgment."

COURT CASES - NEBRASKA

University of Nebraska v. Dawes. U. S. District Court, District of Nebraska.

The Board of Regents which brought action for declaratory judgment that compensation adjustment plan implemented by the University whereby salaries of women employees were increased does not violate equal pay provisions of Federal FLSA, did not thereby consent to be sued by employees by couterclaim for unpaid wages, liquidated damages, and attorney fees under Section 16(b) of Federal Act (No. 73-L-190, January 3, 1974.) 21-WH Cases-790-93.

COURT CASES - NEW JERSEY

- Bloomfield College. State Court agrees to hear complaint filed against
 Bloomfield College which terminated 13 faculty members, 11
 of whom were tenured. Higher Educ. and National Affairs,
 23(3): 6, January 18, 1974. (See Bloomfield College in
 index to bibliography 2, April, 1974.)
- Rutgers University, AAUP vs. N. J. Board of Higher Educ. "New Jersey Court Rules That Education Board May Set Budget."

 Board of Higher Ed. does not have to consult faculty association when revising budget calculations. 1974 -GERR 537:2, B-8 to 9. N. J. Sup. Ct., Docket No. A-1210-72, December 6, 1973.
- 715 "AAUP Receives Go-Ahead In Bloomfield Tenure Suit."

 Chronicle of Higher Education, 8(16): 2, January
 21, 1974.

N.J. Superior Court clears way for further action.

- 716 Assoc. or N.J. State College Faculties V. Dungan.

 New Jersey Board of Higher Educ. did not violate its bargaining obligations when it unilaterally adopted resolution setting forth guidelines for granting tenure and for periodic evaluation of tenured faculty.

 LRRM 85: 2625-2632.
- 717 N.J. Bd. of Higher Education v. Rutgers Council of AAUP.
 N. J. Bd. of Higher Ed. has right to unilaterally adopt student-faculty ratio funding formula even though this imposes workloads, class sizes, etc. on the university's faculty. It is not subject to collective bargaining. LRRM, 85: 2214-2220.
- 718 N.J. Colleges told to Bargain on Faculty Work Restrictions."

 1974 GERR 545: B-17. N. J. Superior Court,

 Apellate Division ordered N. J. Bd. of Higher Educ.

 to negotiate on work restrictions of College teachers.

 (February 6, 1974)
- 719 N. J. Court Upholds Statewide Professional Unit Determination." 1974 GERR 544: 1, 2, B-10 to 12, text, F-1 to 7.

Bargaining unit encompassing all types of professional employees working for State of N. J. is most appropriate, affirming PERC decision dismissing two petitions for separate units of state nurses and proffessional educators, but the matter may be presented again if no movement is made to organize en masse after a substantial period.



COURT CASES - NEW MEXICO

University of New Mexico, EEOC v. U. S. District Court,
District of New Mexico.
EEOC, which is investigating claims of Professor
in University's Engineering College of retaliation and discrimination because of national
origin, is entitled to enforcement of its subpoena Duces Tecum requiring University to produce personnel files of present members of
college faculty and files of faculty members
who had been terminated during three previous
years (No. 10254 Civil, November 2, 1973.)
7-FEP Cases-653-54.

COURT CASES - NEW YORK

- Columbia University, Gilinsky v. U. S. District Court,
 Southern District of New York.
 Female Professor at one education institution
 who alleges that another university refusted to
 hire her because of her sex may maintain her
 Title VII Action against University as Class
 Action. (No. 73 Civ. 4211, February 11, 1974.)
 7-FEP Cases-641-43.
- Columbia University Teachers College, O'Connel v. U. S. District Court, Southern District of New York. Woman who claims that College refused to employ her as Assistant Professor because of her sex has failed to show that there is a class sufficiently numerous to justify treatment of her action. (Case No. 73 Civ. 4299, July 8, 1974.) 8-FEP Cases-525-27.
- New York Institute of Technology, AAUP v. U. S. District Court, Southern District of New York.

 University employer must submit arbitration of faculty union's grievance concerning transfer of certain powers vested in Faculty Senate to the Faculty of the Division of Continuing Education and; involving computation of compensation paid to certain faculty for "minisemester." (Case No. 74 Civ. 758, June 3, 1974.) 86-LRRM-2937-8.
- New York University, Fard v. U. S. District Court,
 Southern District of New York.
 Woman employed by University Medical School as
 Researcher and part-time teacher is not entitled
 under Title VII to preliminary injunction restraining Medical School from terminating her.
 (Case No. 73 Civ. 3769 (KTD), November 9, 1973.)
 8-FEP Cases-319-24.



COURT CASES - NEW YORK (Cont.)

- New York University, Fard v. U. S. Court of Appeals,
 Second Circuit (N.Y.)

 A Federal Court is no place for a lady with a
 sex discrimination claim against a University
 that refused to give her a tenured position
 and instead terminated her. Female Research
 Associate Professor properly was denied preliminary injunction under Title VII.
 (Case No. 74-1041, August 23, 1974.)
 8-FEP Cases-609-11.
- 726 Richard Kleindienst v. Ernest Mandel* U. S. Supreme Court decides that alien who advocates communist doctrines can be validly denied a visa. Summary at 33L. Ed. 2d. 683, June 29, 1972.

 *An invited speaker at various American colleges.

COURT CASES - PENNSYLVANIA

- 727 Slippery Rock St. College v. Penn. Human Relations Commission. College did not violate State Human Relations Act when, persuant to policy of hiring only doctorate degree teachers for full time employment, it refused to renew part time contract of female teacher who lacked her doctorate. FEP Cases 7:432-434.
- 728 Chatham College, Penrell v. U. S. District Court, Western District of Pennsylvania.

 Female Professor who was 66 years old when she was notified by private college that she would not be rehired may not maintain action against college on the theory that State action may be found in potential governmental control over College's actions (Case No. 71-1160, January 23, 1974.) 7-FEP Cases-163-69.

COURT CASES - TENNESSEE

729 Fisk University v. Shipley.

Dean of Women was not discriminated against when only the dean of Men was given a rent free apartment in a residence hall since he was also the director. 7-FEP Cases - 244-246 (November 20, 1973): 21-WH Cases - 589-591 (November 20, 1973).

COURT CASES - TEXAS

Charles R. Perry v. Robert P. Sinderman.

After 4 years employment college professor's contract was not renewed, nor were reasons or hearing afforded him. District Court's decision of no cause of action reversed by U. S. Court of Appeals and affirmed by U. S. Supreme Court which stated a defacto tenure system existed, and professor was entitled to hearing after having been employed for a number of years. June 29, 1972.

U.S. Supreme Court Reports, 33-LEd-2d:570.

See also Bibl. 1-1971-73, reference 510.

COURT CASES - VIRGINIA

State Council of Higher Education, Taliaferro v. U. S. District Court, Eastern District of Virginia. Female former teachers may not maintain action against State Council of Higher Education and State Officers in their official capacities for alleged sex discrimination in hiring, firing, promotion and administrative treatment of female teachers, since State Council and State Officers in their official capacities are not "Persons." However, action may be maintained against State Officers in their individual capacities. (Case No. 73-584-R, March 6, 1974.) 7-FEP Cases-492-501.

COURT CASES - WASHINGTON

- 732 Univ. of Washington, DeFunis vs. "High Court Agrees to Hear Bias Case of White Student."

 Student, M. DeFunis, who was rejected by Univ. of Wash. Law School while 30 black students with lower qualifications were admitted, is appealing the State Supreme Court's ruling which reversed a lower court decision. Higher Educ. and National Affairs, 22(43):10, November 30, 1973. (See additional references in bibliography 2, April, 1974.)
- 733 U. of Washington, DeFunis vs. "High Court Will Review Pro-Minority Admissions" case filed by M. DeFunis who claims U. of Washington discriminated against him. Chronicle of Higher Educ., 8(10): 1, November 26, 1973.
- 734 DeFunis Case. Quota or Affirmative Action? <u>Higher Educ.</u>
 <u>Daily</u>, November 23, 1973, p. 1.
- 735 U. of Washington, DeFunis vs. "Supreme Court Hears Arguments in Minority Admissions Cast." Chronicle of Higher Education, 8(22): 1, 8, March 4, 1974.

 Article by C. M. Fields.
- 736 U. of Washington, DeFunis, M. vs. Preferential Quotas-Discrimination in Reverse?" New York Post, February 23, 1974, p. 25. Article by Mathews, L.



COURT CASES - WISCONSIN

- 737
 University of Wisconsin System, Jaroch v. U. S. District Court, Eastern District of Wisconsin.
 State University teacher who claims that loss of her employment is imminent and is due to sex discrimination is not entitled to temporary restraining order enjoining University system from terminating her, since teacher has not shown that immediate and irreparable injury has occurred or will occur (Case No. 74-C-65, March 29, 1974.) 7-FEP Cases-1039-41.
- Board of Regents of State Colleges v. David Roth. U. S. Supreme Court decides that 14th Amendment of Due Process was not violated when a non-tenured professor was told he would not be rehired, and was denied a hearing to learn the reason why. Fourteenth Amendment protects only interests a person already has and here, the teacher has no interest once the academic year is ended. Summary at 33L. Ed. 2d. 548, June 29, 1972; also at 40-Law Week 5079, full-text 408-US-564, 1972.

CUNY

- 739 Chancellor Kibbee of CUNY Calls for Nationwide Push on Free Education. <u>Higher Education Daily</u>, November 16, 1973, p. 1.
- Zeller, B. "Chancellor Kibbee Has Not Bargained in Good Faith, CUNY's Union Says." Chronicle of Higher Education, 8(17): 17, January 28, 1974. Letter to the Editor by President of Professional Staff Congress, CUNY.
- 741 Shanker, A. "Open Admissions: The Record Thus Far." N. Y. Times, August 5, 1973, Part IV, 9:5.
- 742 Shanker, A. "The Debate on Open Admissions: II," N. Y. Times, August 19, 1973, Part IV, 9:5.

DIRECTORIES

"First Public Employee Union Directory for New York State."

1974 - GERR - 546: B-14. Entitled - Directory of

Public Employee Organizations in New York State, office of Public Information, NYS Dept. of Labor Building, 12 State Campus, Albany, NY 12201, \$3.30.



95

EMPLOYMENT

"Public Employment in 1973." 1974-GERR Reference File, Section 71, pp. 2111 to 2123.

Provides state by state statistics of higher educational instructional and other staff as to salary and number of employees in October, 1973. The average monthly full-time salary of public college instructional staff was \$1,324 and other employees \$713. There were 516,000 instructional staff, of whom 375,000 were full-time; 929,000 non-instructional staff with 578,000 being full-time.

EMPLOYMENT PRACTICES

- "NACUBO Federal Regulations Guide to Offer Wide Coverage of Issues." NACUBO The College & Univ. Business
 Officer, 7(8): 6, February, 1974.
- "NACUBO To Distribute New Guide to Federal Rules on Employment." NACUBO The College & Univ. Business
 Officer, 7(7): 7, January, 1974. Guide is entitled,
 Federal Regulations and the Employment Practices of
 Colleges and Universities.
- "New Business Manual Will Be Mailed in Sections." Chronicle

 Of Higher Educ., 8(18): 10, February 4, 1974.

 Manual entitled, "College and Universities
 Business Administration" includes chapters
 on personnel administration, faculty and
 staff benefits. Bound volume is \$15, the
 ring-binder subscription is \$15 per year
 for members and \$35 for non members from
 Nat. Assoc. of Coll. & Univ. Bus. Officers.
- "New Guide to Fed. Regulations in Employment Being Prepared for Publication by NACUBO." The College and Univ.

 Business Officer, 7(4): 3, October, 1973.

 Entitled, Federal Regulations and the Employment Practices of Colleges and Universities. Covers affirmative action, fair labor standards, labor relations, collective bargaining and benefits.

EQUAL EMPLOYMENT

Alexander V. Gardner - Denver Co. Supreme Court rules that submission to binding arbitration of grievance alleging racial discrimination is not a bar to maintaining Title VII action against employer. (February, 1974). 7 - FEP Cases - 81 to 90.



EQUAL EMPLOYMENT - cont.

- 750 "Effect of Arbitration Award on Subsequent Title VII
 Proceeding." Labor Relations Reporter, 85(15):
 29-32. Analysis of the Supreme Court case Alexander
 v. Gardner Denver Co. in deferral to arbitration
 case.
- 751 "Federal Remedies for Job Discrimination." <u>Labor Relations</u>
 <u>Reporter News & Background Infor.</u>, 85: 154-158.
- 752 High Court to Examine Discrimination Claim. Higher Educ. Daily, November 20, 1973, p. 1.
- 753 "Pattern Practice Suit Jurisdiction." Labor Relations
 Reporter News & Background Infor., 85:133-134.

 Justice Dept. seeks to retain concurrent authority
 with Equal Employment Opportunity Commission.

EEOC DECISION

- Decision 74-53, November 12, 1973.

 Reasonable cause exists to believe that employer has engaged in unlawful employment practices by using tenure procedures in its Medical School which discriminate against female faculty members, and by paying lower wages to female than to male Medical School Faculty members. EEOC Rules prohibit identification of charging party a female faculty member and the college.

 Digests of EEOC Decisions. 7-FEP Cases-460-464.
- 755 Decision 74-87, February 12, 1974.

 Reasonable cause does not exist to believe that
 University employer violated Title VII by discriminating against French teacher on basis of
 her sex with respect to reappointment to faculty,
 terms and conditions of employment, or salary;
 there being no evidence to substantiate allegations of discrimination. Charging party a
 female, University as employer.

 Digests of EEOC Decisions. 8-FEP Cases-558.
- Decision 74-94, March 6, 1974.

 Reasonable cause exists to believe that charging party was discharged because of his race (Caucasion) in violation of Title VII. No finding concerning whether discharge of seven Caucasion faculty members by predominantly Black University violated Title VII is made due to insufficient evidence.

 Digests of EEOC Decisions. 8-FEP Cases-701-02.



FACULTY ATTITUDES

757 Scully, M.G. "End of Adventurism? Signs of a 'Counter-Reformation' Hearten Academic Conservatives." Chronicle of Higher Educ., 8(24):1,6, March 18, 1974.

FACULTY RIGHTS AND RESPONSIBILITIES

- 758 High Court Sets Ruling on Educational Philosophy Stand. Higher Educ. Daily, December 7, 1973, P. 4.
- 759 Caldwell, E. "Faculty Protests In San Francisco." N. Y. Times, July 16, 1973, 13:1. Dispute over Dr. S. I. Hayakawa's successor at San Francisco State Univ.
- "San Francisco Faculty Opposes Presidential Selection." Oppose Trustee's selection of Paul Romberg to replace S. I. Hayakawa at California State University. Chronicle of Higher Educ., 7 (39):3, July 30, 1973.

FINANCES

761 "Private, Public Colleges in Pa. Agree on State Financing Plan." Chronicle of Higher Educ., 8(16): 4, January 21, 1974. Pennsylvania's public and private colleges have agreed to a single, overall plan for state financing of higher education.

FINANCING COLLECTIVE BARGAINING

"Professors Urge Assistance to Federal Unions by Free Checkoff, Training, Perhaps Agency Shop." 1974-GERR-540:2, A-9 to 11.

GOVERNANCE

- 763 The Academy in Turmoil, First Report. Albany, New York
 State Commission to Study the Causes of Campus
 Unrest, 1970.
- 764 Ewans, J. "Challenge to California's Master Plan." Change, 5(10): 24-27, Winter, 1973-1974.
- 765 Hodgkinson, H. L. "Toward More Effective Campus Senates." Chronicle of Higher Educ., 8(11): 19, December 3, 1973.
- 766 Horowitz, I. L. "Trouble in Paradise, The Institute for Advanced Study." Change, 5(8): 44-49, October, 1973.
- 767 Marian, B. How to Research the Power Structure of Your University (or College).

 Nebraska Curriculum Development Center, 338 Andrews Hall, University of Nebraska, Lincoln, Nebraska 68508, \$1.00. Manual on how to determine the power structures in higher education institutions.



GOVERNANCE-cont.

- 768 Caffrey, J., ed. The Future Academic Community Continuity and Change. Washington, D.C., American Council on Education, 1969.
- 769 Corson, J.J. <u>Governance of Colleges and Universities</u>.

 McGraw-Hill Book Co., 1960.
- 770 Gould, S.B. <u>Today's Academic Condition</u>. Hamilton, Colgate University Press, 1970.
- 771 Kruytbosch, C.E. et al, eds. <u>The State of the University:</u>
 <u>Authority and Change</u>. Beverly Hills, Sage Publications, 1970.
- 772 Student Aid, Governance Biggest Problems, Survey by Amer. Assoc. of State Colleges and Universities. Higher Educ. Daily, November 6, 1973, P. 3.

GOVERNANCE-STUDENT PARTICIPATION

- 773 Illinois Law Allows Student Service on Governing Boards.

 <u>Higher Educ. Daily</u>, November 21, 1973, P. 2.
- 774 "Nebraska Voters to Decide on Students as Regents."

 <u>Chronicle of Higher Educ.</u>, 8(22): 6, March 4, 1974.
- 775 Students Chosen for Oregon State Board of Higher Ed. Higher Educ. Daily, December 21, 1973, P. 3.

GRIEVANCE PROCEDURES

776 Memo from President of Northeastern University regarding new grievance procedures to be instituted. Dated November 19, 1973. 5 pp. (Available from this Center.)

LAW

777 The Journal of College and Univ. Law, Journal Office,
National Assoc. of College & Univ. Attorneys,
One Dupont Circle (Suite 510), Wash. D.C. 20036
(Single copy, \$5.00; annual subscription, quarterly,
\$20.00).

Articles cover affirmative action, faculty unionism, admissions, trustee liability.



142

LEGISLATION

778 Andringa, R. C. "Why Won't Educators Help Congress Write Education Laws?"
Proposes a national center for post-secondary education policy
research. Chronicle of Higher Educ., 7 (39): 12, July 30, 1973.

LEGISLATION-FEDERAL

779 "AFT, LIU Support, AGE Opposes Extension of NLRA to Public Employees." 1974-GERR-543: 1, B-5 to 9.

Consider extending NLRA to cover public employees.

780 "FBA Conference, AFGE 'Retreat' Set for Late April!"
1974-GERR-547: 2, A-5 to 6.

Sets conference on advantages/ disadvantages of federal employee labor relations law.

- 781 Federal Legislation and Education in New York State.
 Albany, State Education Department, 1970.
- 782 "FMCS Edges Closer to Endorsement of Law as SFLRP Looks at Federal Labor Relations." 1974-GERR-541: 1, A-11 to 18.
- 783 "NPELRA and U.S. Chamber Oppose Federal Regulation of Public Section Labor." 1974-GERR-544: 1, B-5 to 8.

Oppose federal regulation of public sector collective bargaining, especially mandating checkoff and agency shop and permitting strikes.

- Semas, P.W. "House Panel Ends Hearings on Public-Worker Unions" which could lead to rapid expansion of C.B. in higher education. Chronicle of Higher Educ., 8(23): 5, March 11, 1974.
- 785 "Hampton Wants to Emplain Real Issues in Labor Bills." 1974-GERR-538:1,
 A-9 to 11. Civil Service head wants hearings to explore
 fully the powers Congress will surrender under the proposed federal employee labor relations bill.
- "Hearings Open on Bargaining Law for Nonfederal Public Employees."

 House Special Subcommittee on Labor hears testimony from AFSCME, NEA and IAFF in favor of proposed National Public Employment Relations Law. 1973-GERR-524:1, B-13 to 16.



LEGISLATION-STATE

787 "ABA Committee Report on State Labor Law." 1974-GERR-RF-81-Section 61: 201 to 209.

American Bar Assoc. report dealing with governmental sovereignty and the scope of bargaining, public employee strikes, grievance arbitration in the public sector, equal opportunity laws, state labor law, and federal legislation affecting public employee bargaining.

788 "Right to Work Committee Issues Study on Union Security Provisions in State Laws." 1974-GERR-540: 2, B-2 to 5.

Public Employees covered by laws, provisions or executive orders which prohibit compulsory unionism in 32 states; 12 states have sanctioned union security.

789 Semas, P.W. "28 States Eye Legalizing Teacher Unions" with summaries by state. Chronicle of HigherEduc., 8 (22); 1, 6, March 4, 1974.

LEGISLATION - HAWAII

790 "Hawaii Businessman Suggests Restructuring of Bargaining."

President of the State Chamber of Commerce feels that public employee unions are too strong. 1973-GERR-524: B-25.

LEGISLATION-MINNESOTA

791 "Minnesota Law Does Not Protect Dismissals Without Cause, PERB Holds." 1974-GERR-546: 1, B-1 to 2.

Minnesota's public employee law provides an aggrieved employee with a costly review, but no effective remedy, "unless it is otherwise provided by contract, ordinance, statute, or civil sevice rule."

LEGISLATION - RHODE ISLAND

792 "R. I. Teacher Groups Score Modified Bargaining Law."

Proposal advanced was to allow teacher strikes with loss of pay for each day of a strike. Pres. of Warwick Teachers Union calls it vague, ambiguous and contradictory. 1974-GERR-527: B-13.

LEGISLATION - WASHINGTON

793 Full text of Wash. State law covering the right of academic employees to bargain collectively. Labor Relations Reporter, State Labor Laws, SL 58:243-244d.

LEGISLATION - WEST VIRGINIA

794 State code amended to permit spending of student fees at West Virginia
Univ. to hire a lawyer who would have no authority and could
only advise students in civil rights cases. Higher Educ. and
National Affairs, 22(38): 5, October 19, 1973.

MATERNITY LEAVE

- Cleveland Bd. of Ed. v LaFleur and Chesterfield Co. School Bd. v Cohen. Supreme Court rules that mandatory termination dates for pregnant teachers are violation of due process clause of 14th amend. since these dates are arbitrary. 6-FEP Cases-12531to 1265, decided January 21, 1974.
- 796 "Supreme Court Finds Maternity Leave Provisions Unconstitutional." 1974-GERR-539: 1, B-7to9, Text, E-1 to 10.
- 797 "Wisconsin Approves Sick Leave Use for Maternity." 1974-GERR-538: B-16.
- 798 "Court Forbids Forced Leaves for Pregnancy." Chronicle of Higher Educ., 8 (17): 8, January 28, 1974.

Refers to Supreme Court decision.

- 799 Fields, C. M. "Maternity Leave Policies Proposed by U. S. Agency." <u>Chronicle of Higher Education</u>, 8(15): 4, January 14, 1974.
- High Court Hears Arguments on Teacher Maternity Leave.

 Higher Education Daily, October 17, 1973, p. 4.
- 801 "Massachusetts: Maternity Leave Regulations." FEP Manual, 451: 560C to 560D.

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802 "Pregnancy as Disability under Title VII." <u>Labor Relations</u>
Reporter - Summary of Developments, p. 3, March 11,
1974.



MERGERS

- "Connecticut, Hawaii Public Workers Unions Form Statewide Coalitions." 1974 GERR 540: B-22.

 Statewide CAPE units (Coalition of American Public Employees) also exist in Michigan,

 Iowa, Wisconsin and Maryland.
- 804 "NEA Breaks Off Merger Talks with AFT." 1974 GERR 544: 1, B-12 to 14.
- 805 Selden sees Merger as a Political Asset. <u>Higher Educ.</u>
 Daily, November 6, 1973, p. 4.
- 806 " 2 Teacher Organizations (NEA AFT) End Merger Discussions" over AFL CIO Affiliation. Chronicle of Higher Education, 8(23): 5, March 11, 1974.
- 807 "First AFT-NEA Merger Talks Set Procedure." 1973-GERR-524: B-23.

NEGOTIATIONS

808 Soltis, A. "CUNY Staff Talks at Critical Stage." N.Y. Post, July 18, 1973, 7:1.

NEUTRALS

809 "Call for Neutrals, Better Bargaining Expertise by NYPERB Chairman." 1973-GERR-529:1, B-14 to 17.

NLRB DECISIONS - CALIFORNIA

810 Semas, P. W. "Research Assistants 'Not Employees'."

Chronicle of Higher Education, 9(9): 2, November 18, 1974.

In a case involving Stanford University, the NLRB has ruled that graduate research assistants need not be included in collective bargaining.

NLRB DECISIONS - MAINE

Ricker College.

All full-time and regular part-time teaching faculty including Librarians shall vote for representation by American Federation of Teachers, or for no representation (May 10, 1974.)

Weekly Summary of NLRB Cases, W-1391-22, May 22, 1974.

Decision 1-RC-13214.

NLRB DECISIONS - MASSACHUSETTS

Becker Junior College.

All full-time faculty, faculty trustees, and division chairmen (liberal and business studies) shall vote for representation by M.F.T. or for no agent (July 18, 1974.) Weekly Summary of NLRB Cases, W-1401:23, July 31, 1974. Decision 1-RC-13341.



NLRB DECISIONS - MASSACHUSETTS cont.

Graham Junior College, Inc.

All full-time teachers of the Schools of Liberal
Arts, Business Administration and the School of
Communications and the Assistant Librarian shall
vote for representation by Massachusetts Federation
of Teachers, or for no representation (March 7, 1974.)

Weekly Summary of NLRB Cases, W-1382:41 March 20, 1974. Decision 1-RC-13135.

NLRB DECISIONS - NEW JERSEY

814 Monmouth College.

Bargaining unit includes professors, associate professors, asst. professors, librarians & instructors. NLRB Decision, Case No. 22-RM-334, February 12, 1971.

NLRB DECISIONS - NEW YORK

815 Mercy College.

Ballot that contained clear "X" in "Yes" box and faint "X" that had been heavily shaded over in "No" box is deemed a spoiled ballot that should not be counted, since markings in both squares make it impossible to ascertain voter's true intent with required degree of certainty (Case No. 2-RC-16181, August 16, 1974, 212-NLRB No. 134.) 87-LRRM-1116 to 18.

816 Trocaire College.

All full and part-time faculty and administration staff shall vote for representation by Staff Association or for no agent (July 18, 1974.)

Weekly Summary of NLRB Cases, W-1401:23, July 31, 1974.

Decision 3-RC-6042.

- 817 Semas, P. W. "Labor Board Alters Position: Segregates Part-time Faculty, Gives Law Professors Option."

 At N.Y.U., full and part time faculty are split into two units. At Syracuse Univ., Law Professors are separate and can reject collective bargaining even if rest of faculty favors it. Other professional school faculty probably have right. Chronicle of Higher Educ.,7(39): 1, July 30, 1973. (In bibliography 2, April, 1974 see references 632-3 for NLRB decision on N.Y.U., and 635 for Syracuse decision.)
- 818 'Student Clerks Barred From Bargaining Unit." Student workers at Barnard College lack a community of interest with other employees.

 Chronicle of Higher Edge., 7(39): 1, July 30, 1973. (In bibliography 2, April, 1974 see reference 623 for Barnard NLRB decision.)



NLRB DECISIONS - OHIO

819 Oberlin College.

Decision outlines all catagories of full and part-time teaching personnel who shall vote for representation by Oberlin College Teachers Association, or for no representation (March 29, 1974.) Weekly Summary of NLRB Cases, W-1386:33, April 17, 1974. Decision 8-RC-9328.

820 Ashland College.

Bargaining unit includes full-time professors, associate & assistant professors, instructors; excluding dept. heads, part-time faculty, division heads, librarians, admin. staff, seminary teaching faculty, guards, supervisors, etc. NLRB Case No. 8-RC-8559, May 16, 1972.

NLRB DECISIONS - PENNSYLVANIA

821 Point Park College and AAUP.

Unit of College's full-time faculty members shall not include Department Chairman, since, in exercise of their responsibilities, these Chairmen perform duties normally performed by Supervisors within meaning of LMRA-Unit shall also not include the Director of the Library (Case No. 6-RC-6444, April 4, 1974, 209 NLRB No. 152.) 85-LRRM-1542-45. Also see Weekly Summary of NLRB Cases, W-1385:18-19, April 10, 1974.

NLRB DECISIONS - SOUTH CAROLINA

822 Coker College.

All full-time faculty members including the Librarian, Resident Counselors and Assistant to the Dean of Students shall vote for representation by Faculty Association, or for no representation (June 28, 1974.)

Weekly Summary of NLRB Cases, W-1398:39, July 10, 1974. Decision 11-RC-3908.

NLRB DECISIONS - VIRGINIA

823 Marymount College of Virginia.

All full-time and regular part-time faculty and professional employees shall vote for representation by Faculty Association/Marymount College of Virginia Faculty Senate, or for no representation (July 9, 1974.)

Weekly Summary of NLRB Cases, W-1400:16, July 24, 1974. Decision 5-RC-8944.



NLRB DECISIONS - WASHINGTON, D. C.

824 Howard University.

A Board majority was persuaded that Howard enjoys a unique relationship with the Federal Government unmatched by any other university to which the Boards discretionary jurisdictional yardsticks apply. Further, because of that relationship, effective use of the Bargaining Process by the University and its employees in the manner and for purposes contemplated by the Act would entail involvement of many Federal Agencies — entities over which the Board has no jurisdiction. The majority believed it inappropriate to assert jurisdiction over the University and dismissed the petition of Teamsters Local (June 10, 1974.) Weekly Summary of NLRB Cases, W-1395:38-39, June 19, 1974. Decision 5-RC-8757:211 NLRB No. 11.

PENSION PLANS

- "Dartmouth Initiates New Retirement Plan." Trustees approve new flexible retirement option. <u>Higher Educ. and National Affairs</u>, 23(2): 5. January 11, 1974.
- "Pension Plans Show Marked Growth in Five-year Period." 1974-GERR-538: B-16 to 17.

 The Report is entitled, "Employee Retirement Systems of State and Local Governments," 1972 Census of Government, Vol. 6, No. 1, Government Printing Office, Washington, D. C. 20402, \$1.25.

PERB DECISIONS - HAWAII

827 "HPERB Asks Employers and Unions to Rethink Job Classes
Originally Excluded from Units." 1974 - GERR - 540:
2. B-5 to 7.

Includes U. of Hawaii. (State of Hawaii & HGEA, AFSCME; HPERB, Case Nos. RA-03-8, RA-13-9, Decision No. 40, December 28, 1973.)

PERB DECISIONS - ILLINOIS

828 City Colleges of Chicago.

Bargaining unit includes full-time faculty; excluding admin., deans. Board of Junior College opinion of counsel dated 8/22/66; Board's determination of unit dated 9/26/66; Election held 10/10/66; Board's recognition 10/11/66. (Historical notes in faculty contract.)

829 Morton College.

Board of Education directive of election for bargaining unit of faculty teaching (6) or more semester hours. Board of Education minutes, May 8, 1967 of J. Sterling Morton High School & Junior College, 14 p. Copy available from this Center, or Appendices A-C of 1971-73 faculty contract.

PERB DECISIONS - MICHIGAN

830 Macomb County Community College.

Bargaining unit includes full-time teachers, counselors, librarians, research assts.; excluding admin., deans, directors, coordinators, dept. chairmen, nurses, supervisors, part-time faculty. State of Michigan Labor Mediation Board, Case No. R66-K-421, January 11, 1967.

PERB DECISIONS - MINNESOTA

- Minnesota State College Board, and Inter-Faculty Organization and M.F.T., M.E.A., A.A.U.P.

 Majority of Minnesota Public Employment Relations
 Board rules that separate units of faculty members at each of State's seven colleges is appropriate.

 (PERB Case Nos. 72-PR-180A, 73-PR-414-A, 73-PR-431-A, April 8, 1974.) 1974-GERR-556:B-12-15.
- University of Minnesota, Board of Regents and University Federation of Teachers.

 Bureau denies certification for unit composed of all graduate assistants enrolled in graduate school following election in which 827 ballots were cast for no representation, 409 for union, and 9 ballots were void. (Case No. 74-PR-570-A, April 26, 1974.) 1974-GERR-564:C-5.
- Kellog Community College and Kellog Faculty Association.

 MERC certifies Association as representative
 of all employees employed as Media Production
 Specialist and/or Clinical Assistants by vote
 of 2 to 1. (Decision No. R73 H-354, August 27,
 1974.) 1974-GERR-574:C-1,2.



PERB DECISIONS - NEW JERSEY

- Essex County College. "PERC Excludes Department Chairmen From Faculty Unit."

 1973-GERR-524: 2, B-9 to 11. PERC Docket No. CU-66, July 27, 1973.
- 835 "Rutgers University Issues Digest of PERC Decisions." 1973-GERR- 534: B-17.

 Digest includes decisions from April 9, 1969 to January 9, 1973.

 Order from IMLR Library, Rutgers University, Ryders Lane and Clifton Ave., New Brunswick, N. J. \$2.00. See decisions below.
- 836 Middlesex County College.

 Bargaining unit determined; excluding dept. chairmen,
 directors, admin., and supervisors. NJ PERC 29.
- New Jersey State College System.

 Separate bargaining units recommended for colleges.

 NJ PERC-1.

Above overruled. A single unit to include all eight state colleges. NJ - PERC-72.

PERB DECISIONS - NY

- Broome Community College.

 Bargaining unit includes counselors, librarians,
 professors and divisional dept. chairmen. County of
 Broome, NY, Resolution 117, 1969.
- OCB rules that student aides at CUNY are not "Public Employees." The NLRB has found that student employees lacked a sufficient community of interest with other employees and could not be included in a bargaining unit. 1974 GERR 547: 1, B-11 to 12. (NYC Office of Collective Bargaining Decision No. 7-74, Docket Nos. RU-398-73, RU-399-73, February 4, 1974.)
- 840 Nassau Community College.

 Bargaining unit determined. County of Nassau, NYPERB, Decision dated November 26, 1968.

Unit excludes department chairmen. County of Nassau, NY - PERB, Decision January, 1972.

Westchester Community College.

Bargaining unit includes full and part-time faculty & professionals; excludes admin., deans, division chairmen. Westchester County, NY - PERB, Case No. 003-68, March 14, 1969.



PERB DECISIONS - NEW YORK (Cont.)

SUNY and CSEA and Senate Professional Association and AAUP. Finding no basis on which to reverse earlier ruling, Board rejects CSEA's bid to carve out separate unit for non-academic professions from established state-wide unit of academic and non-academic professionals represented by Senate Professional Association. (Case No. C-0991, January 21, 1974.) 1974-GERR-559:C-4.

PERB DECISIONS - PENNSYLVANIA

- Ommunity College of Philadelphia.

 Upon joint request of parties, Faculty Federation
 (AFT) is certified as representative of assistants
 and associates on faculty. (Case No. PERA-R-4294-E,
 January 31, 1974.) 1974-GERR-550:C-8.
- Board certifies Delaware County Community College
 Association of Higher Education PSEA/NEA, as
 representative of all full-time faculty members,
 librarians, and counselors following election.
 (Case No. PERA--4130-E, April 22, 1974.)
 1974-GERR-559:C-5.
- Parties agree and Board orders and directs modification of certifications for bargaining unit. Unit appropriate for bargaining is subdivision of employer unit comprised of teaching faculty, guidance and other counselors, librarians, and student activities director. (Case Nos. PERA-U-3359-C and PERA-R-228-C, August 1, 1974.) 1974-GERR-574:C-4.
- 846 Community College of Beaver County.

 Bargaining unit includes faculty, counselors, librarians and co-ordinators. Pennsylvania Labor
 Relations Board, Case No. PERA-R-1070-W, June
 11, 1971.
- Bargaining unit includes teaching faculty, guidance counselors, librarians, student activity coordinator; excluding admin., deans, directors, chairmen. Election 12/1/70. Pennsylvania Labor Relations Board, Case No. PERA R 228 C, December 3, 1970.
- Pennsylvania State College & University System.

 Unit determination. Union represents department chairmen, full-time teaching faculty (including librarians with faculty status), part-time faculty and librarians without faculty status. Penn. Labor Relations Board, Case No. PERA-R-775-C.

PERB DECISIONS - PENNSYLVANIA cont.

- Luzerne County Community College.

 On basis of substantial changes in duties and functions, Board rules that Department Chairmen at Luzerne County Community College no longer qualify as supervisory employees and now should be included in unit of professional employees represented by Luzerne County Community College Association of Higher Education.

 (Case No. PERA-U-3614-C, January 25, 1974.)
 1974-GERR-564:C-7.
- Williamsport Area Community College.
 Williamsport Area Community College Education
 Association is retained as representative of
 unit composed of full-time teaching faculty,
 counselors, librarians, following election in
 which lll ballots were cast for Association,
 21 against. (Case No. PERA-D-3509-C, October
 3, 1973.) 1974-GERR-550:C-7.
- Reading Area Community College.

 Board certifies Pa. Fed. of Teachers (AFT) as the representative of full-time faculty. (No. PERA R 111 C, November 29, 1973). 1974 GERR 546: C-7.
- University of Pittsburgh (Johnstown Campus) Teachers Assoc.

 Denial of unit petition for local campus unit of fulltime faculty, library-aides, and counselors. Board's
 position is an employer-wide unit. Pennsylvania
 Labor Relations Board, Case No. PERA R 2626-C,
 July 11, 1973. (Summarized in 1974 GERR 546:
 C-4 to 5.
 - Westmoreland County Community College.

 Bargaining unit includes all full-time professionals as dept. chairmen and librarians; excluding admin, deans, directors and supervisors. Pennsylvania Labor Relations Board, Case No. PERA-R-2112-W.

PERB DECISIONS - RHODE ISLAND

- Rhode Island Junior College.

 Bargaining unit determined. Rhode Island Labor
 Relations Board, Case EE No. 1984.
- 845 University of Rhode Island.

 Bargaining unit determination. Rhode Island State
 Labor Relations Board, Case EE, No. 1961, December
 21, 1971.



PERB DECISIONS - VERMONT

Vermont State Colleges, American Federation of Teachers v.

Vermont State College did not improperly interfere with formation of unit to represent nonteaching employees by ordering AFT organizers to stop distributing meeting notices on deskto-desk basis to on job employees, Vermont Employees Relations Board holds.

(Docket No. 74-2, March 8, 1974.) 1974-GERR-551:B-2-4.

PERB DECISIONS - WISCONSIN

- Milwaukee Area Technical College and AFT. WERC Rules that a "fair share" or agency shop contract vote is valid when only a majority of those voting and not a majority of those eligible to vote favor it. 1973-GERR- 535:1, B-1 to 4. (WERC case 29, No. 17118 MR (I)-22; decision No. 12121-A, October 16, 1973).
- Milwaukee Area Technical College.

 Bargaining unit includes full-time faculty with at least 50% workload; excludes part-time faculty, supervisors, Deans, etc. Wisconsin Employment Relations Board, Case 1, No. 8584 ME-58, Decision No. 6343.

PERFORMANCE EVALUATION

- Burkhart, R. C., ed. <u>The Assessment Revolution: New View-points for Teacher Evaluation</u>. Albany, State Education Department, 1970.
- 860 Cope, R. G. <u>Tomorrow's Imperatives Today</u>. Assoc. for Institutional Research, Miller Hall, U. of Washington, Seattle, Wash. 98195. \$8.00.

Conference proceedings on college management, financing, faculty evaluation, student assessment.

Miller, R. I. <u>Developing Programs for Faculty Evaluation</u>.

Jossey-Bass, 615 Montgomery St., San Francisco, Ca.
94111. \$9.75.

Presents guidelines for a system of evaluation, validity of student evaluation.

"Stanford Faculty Votes To Strengthen Teaching." Chronicle of Higher Education, 8(13): 2, December 17, 1973.

Resolution indicates evaluation prior to reappointment, promotion or salary increase.



PERFORMANCE EVALUATION (Cont.)

- 863 Centra, J. A. and Menges, R. J., two letters to the editor and author's reply regarding Miriam Rodin's article, "Can Students Evaluate Good Teaching" in the Summer, 1973 issue. Change, 5(8): 7, October, 1973.
- 864 Westervelt, E. M. Letter to the editor regarding Miriam Rodin's report
 "Can Students Evaluate Good Teaching"in Summer, 1973 issue.
 Change, 5(10): 8, Winter, 1973-74.

PERSONNEL FILES

865 Benewitz, M. C. "Contract Requirements in Higher Education and Reality: A Note on the Creation of Conflict.

Available from this Center, 11 pp.

Conflict arises over the duplicity of personnel files in various college offices.

PRODUCTIVITY

- "Commission Surveys Local Government Incentive Plans.".

 1974 GERR 542: B-15.
- 867 "Cost of Living Council Activity." <u>Labor Relations</u>
 Reporter News & Background Infor., 85: 207-208.

New Productivity office is established.

PUBLIC SECTOR LABOR RELATIONS

868 "IAFF Pulls out of CAPE: AFL-CIO Sets Unit to Settle Public Sector Disputes." 1974 - GERR - 543: 1, B-13 to 16.

AFL-CIO sets up committee to handle jurisdictional disputes among public employee unions, including charges by AFT.

- Public Workers' Collective Bargaining to Bring "Chaos, Insurrection," says Business. Higher Education

 Daily, November 14, 1973, p. 4.
- "Regional Employment Projections, 1970 85." <u>Labor</u>

 <u>Relations Reporter News & Background Info.</u>, 85:

 232-234. Indicates that government workers to increase rapidly.



PUBLIC SECTOR LABOR RELATIONS (Cont.)

- 871 "ACLU's D. C. Chapter Issues 'Bill of Rights' for Public Employees."

 1974-GERR-539: 2, B-2 to 3. Includes right to due process,
 right to strike, etc.
- Wisconsin Legislature Gets Blame for Public Employee Labor Troubles."
 1973-GERR-534: B-14.

RETIREMENT

- 873 Woodring, P. "When Should a Professor Retire?" Chronicle of Higher Educ., 8(12): 24, December 10, 1973. The academic world should provide for a gradual instead of an abrupt process.
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PROCEEDINGS - Table of Contents

Order of speeches for the Journal of the Second Annual Conference of the National Center for the Study of Collective Bargaining in Higher Education, April, 1974.

Introduction

		rage
979	Theodore W. Kheel-How Do College Gentlemen Break Impasses?	. 9
980	Thomas A. Shipka-Collective Bargaining on the Campus-The Tip of the Iceberg	14
981	Sanford Schneider-Differing Faculty Tasks; Differing Faculty Structure; Differing Collective Bargaining	21
982	Bruce MacDonald-Differing Faculty Tasks; Differing Faculty Structure; Differing Collective Bargaining?	2 7
983	Ralph E. Kennedy-NLRB and Faculty Bargaining Units: The Charting of an Uncharted Area	35
984	Caesar Naples-Collegiality and Collective Bargaining: They Belong Together	51
985	Lawrence DeLucia-Collegiality and Collective Bargaining: Oil and Water	58
986	Maurice C. Benewitz and Thomas M. Mannix-The CUNY Grievance and Arbitration Experience: What Does It Teach About Collective Bargaining?	61
987	Judith P. Vladeck-The Uses of the Past in Bargaining Relationships	70
988	Carl R. Westman-The Inappropriateness of the Past for the Future	77
989	Robert Birnbaum-The Effects of Collective Bargaining on Faculty Compensation in Higher Education	83
990	Donald E. Walters-Do Students have a Place in Collective Bar gaining?	
991	Alan Shark-Do Students Have Any Place in Collective Bargain- ing?	102
992	Norman Swenson-Do Students Have Any Place in Collective Bar- gaining?	106

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125

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- Academic Collective Bargaining Information Service (ACBIS) 1818 R Street, N. W., Washington, D. C. 20009 (202) 387-3760 Publisher fact sheets and research reports.
- American Arbitration Association (AAA) 140 West 51st Street, New York, New York 10020 (212) JU 2-6620.

Publishes Arbitration Journal and Arbitration in the Schools. Arbitration Awards available at 30¢ per page - give citation and AAA Case Number from bibliography.

- American Association of University Professors (AAUP)
 1 Dupont Circle, N. W. Suite 500, Washington,
 D. C. 20036 (202) 466-8050.
 - Publishes AAUP Bulletin.
- American Federation of Teachers (AFT-AFL/CIO) 1012 14th Street, N. W., Room 505, Washington, D. C. 20005 (202) 737-6141 Robert Neilson, Director of Higher Education Information Publishes American Teacher and numerous other publications.
- Bureau of National Affairs (BNA) 1231 25th Street,
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 GERR. Labor Relations Reporter, (FEP Cases, LA, LRR,
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- National Education Association (NEA), 1201 16th Street, N. W., Washington, D. C. 20036. Higher Education Department (202) 833-4260.



- Addresses of Associations and Publications (Cont.)
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 Order publication: A Directory of Public
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- Student Collective Bargaining Project Office Alan Shark, 1730 Rhode Island Ave., N.W., Suite 500 Washington, D. C. 20036 - (202) 785-2322.

Addresses for other agencies, associations and publications given in this bibliography under specific references.

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1.	Proceedings	of the National Center's Third Annual Conference
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173